

JOURNAL  
OF THE  
HOUSE OF REPRESENTATIVES  
OF THE  
STATE OF ALABAMA,  
SESSION OF 1882-83  
HELD IN THE  
CITY OF MONTGOMERY.

COMMENCING TUESDAY, NOVEMBER 14TH, 1882.

WITH AN INDEX,  
*Prepared by the Clerk of the House.*

MONTGOMERY, ALA.:  
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1883.

# JOURNAL.

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## FIRST DAY.

MONTGOMERY, ALABAMA,

TUESDAY, November 14, 1882.

This being the day fixed by law for the meeting of the General Assembly of Alabama, the members elected to the House of Representatives, assembled in the Hall of the House, at the Capitol, in the city of Montgomery, at the hour of 12 M.

The Hon. N. H. R. Dawson, Speaker of the House of Representatives, called the House to order. On motion of H. H. Brown, of Tuscaloosa, Ellis Phelan was elected temporary Clerk. Prayer by the Rev. Mark Andrews, of Montgomery.

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## ENROLLMENT.

The members elected to the House of Representatives, then came forward, presented their certificates of election, and enrolled their names as follows:

Antauga, Mac. A. Smith, Prattville.

Baldwin, H. A. Tatum, Daphne.

Barbour, James Lang, Louisville.

“ H. Hawkins, Hawkinsville.

“ C. C. Shorter, Enfield.

Bibb, E. H. Moren, Centreville.

Bullock, R. H. Powell, Union Springs.

“ J. F. Armstrong, Pine Level.

Butler, D. G. Dunklin, Greenville.

Calhoun, J. D. Hammond, Jacksonville.

Chambers, George W. Shealey, Cusseta.

Cherokee, J. N. Swan, Spring Garden.

Chilton, J. S. Edwards, Clanton.

Choctaw, Ed. McCal, De Sotoville.

Clarke, Isaac Grant, Grove Hill.  
 Clay, J. D. Carmichael, Mountain Meadow.  
 Cleburne, W. J. Alexander, Borden Springs.  
 Coffee, John W. Garrett, Clintonville.  
 Colbert, N. T. Underwood, Tusculumbia.  
 Conecuh, John D. Burnett Evergreen.  
 Coosa, John H. Porter, Iwana.  
 Covington, W. G. Beck, Fairfield.  
 Crenshaw, George W. Thagard, Rutledge.  
 Cullman, H. L. Watlington, Cullman.  
 Dale, John W. Dowling, Ozark.  
 Dallas, R. D. Berry, Burnsville.  
     " C. P. Whitt, Brown's.  
     " F. H. Smith, Orrville.  
     " S. W. John, Selma.  
 De Kalb, W. H. Clayton, Porterville.  
 Escambia, J. C. Avent, Brewton.  
 Etowah, Isaac P. Moragne, Gadsden.  
 Fayette, John B. Sanford, Fayette C. H.  
 Franklin, A. J. Underwood, Bellgreen.  
 Geneva, D. I. B. Adkison, Martha.  
 Greene, A. W. S. Anderson, Clinton.  
     " W. J. Crawford, Eutaw.  
 Hale, A. M. Avery, Hagana.  
 Henry, R. J. Reynolds, Abbeville.  
 Jackson, S. H. Glover, Long Island.  
     " C. W. Hunt, Scottsboro'.  
 Jefferson, Chambers McAdory, Jonesboro'.  
     " James E. Hawkins, Birmingham.  
 Lamar, Thos. B. Nesmith, Vernon.  
 Lauderdale, R. T. Simpson, Florence.  
     " J. O. Kendrick, "  
 Lawrence, James H. Branch, Courtland.  
 Lee, W. J. Sanford, Opelika.  
     " E. H. Baker, Lively.  
 Limestone, Porter Bibb, Belle Mina.  
     " C. W. Raister Athens.  
 Lowndes, R. W. Russell, Lowndesboro'.  
     " Jas. Scarborough, Bragg's.  
 Macon, W. F. Foster, Tuskegee.  
 Madison, W. W. Haden, New Hope.  
     " W. O. Williams, Meridianville.  
 Marengo, Mims Walker, Uniontown.  
     " F. H. Kimbrough, Hampden.

Marion, J. T. Young, Bull Mountain.  
 Marshall, Gus May, Warrenton.  
 Mobile, L. Brewer, C. C. Langdon, Samuel C. Muldon,  
 Mobile.  
 Monroe, W. W. McMillan, Glendale.  
 Montgomery, E. A. Graham, Montgomery.  
 " F. A. Hall, "  
 " J. W. Orme, Pngh.  
 " Hamilton McIntyre, Oakley.  
 Morgan, Joseph Shackelford, Trinity.  
 Perry, Cyrus D. Hogue, Marion.  
 " J. A. Fuller, Perryville.  
 Pickens, E. D. Willett, Jr., Carrollton.  
 " T. J. Young, "  
 Pike, N. W. Griffin, Troy.  
 " F. J. Cowart "  
 Russell, G. A. Ferrell, Hurtsboro?  
 " W. H. Broyles, Columbus, Ga.  
 Shelby, R. N. Hawkins, Montevallo.  
 St. Clair, D. A. Aderholt, Springville.  
 Sumter, W. B. Gere, Gaston.  
 " W. H. Nevill, Binnsville, Miss.  
 Talladega, O. M. Reynolds, Talladega.  
 " Cecil Brown, Alpine.  
 Tallapoosa, G. W. Vines, Dadeville.  
 " J. S. Jones, Bulgersville.  
 Tuscaloosa, H. H. Browne, Tuscaloosa.  
 Walker, B. F. Tingle, South Lowell.  
 Washington, Joseph Grisham, St. Stephens.  
 Wilcox, James T. Beck, Camden.  
 " J. W. Pnrlroy, Snow Hill.  
 Winston, A. J. Ingle, Larisa.

The oath of office was administered to the members of the House by the Speaker.

Mr. Muldon offered the following resolution which was adopted.

*Resolved*, That a committee of one from each congressional district be appointed by the chair to assign seats to the members of the House.

Committee:—Messrs. Muldon, Dunklin, Samford, John, Moren, Brown, of Tuscaloosa, Hammond and Simpson.

Mr. Powell offered the following resolution, which was adopted.



*Resolved*, That representatives of the newspaper press be invited to seats on the floor of the House and that the usual courtesies be extended to them.

On motion of M. Brown, of Tuscaloosa, the House adjourned until to-morrow morning at 10 o'clock.

## SECOND DAY.

HOUSE OF REPRESENTATIVES,

WEDNESDAY, November 15, 1882.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Schneckelford, of the House.

Journal of yesterday read and approved.

### ENROLLMENT.

The following members came forward, presented their certificates of election, and after having been duly qualified, took their seats as members of the House.

Norfleet Harris, of Hale county, Laneville.

J. M. Clark, of Lawrence county, Mount Hope.

A. W. Cochran, of Madison county, Mount Hope.

Peter Hamilton, of Mobile county, Mobile.

J. M. C. Wharton, of Blount county, Arkadelphia.

F. P. Randle, of Randolph county, Rock Mills.

J. J. Robinson, of Chambers county, LaFayette.

L. F. Goree, of Elmore county, LaFayette.

On the call of the roll the following members answered to their names:

### ROLL CALL.

Messrs. Adersholt, Alexander, Anderson, Armstrong, Adkinson, Arent, Avery, Baker, Beck of Covington, Beck of Wilcox, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Foster, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogne, Hunt, Ingle, John, Jones, Kendrick, Kimbrough,

Lang, Langdon, May, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Randle, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Samford, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—99.

The House then proceeded to the election of permanent officers.

#### ELECTION OF SPEAKER.

Mr. Langdon nominated Hon. W. F. Foster, of Macon.

Mr. Hunt nominated the Hon. J. M. Clark, of Lawrence.

Those who voted for Mr. Foster, are:

Messrs. Aderholt, Alexander, Anderson, Armstrong, Adkinson, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cowart, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Graham, Grant, Griffin, Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Randle, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Samford, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatum, Thagard, Underwood of Franklin, Vines, Walker, Willett, Wharton, Whitt, Young of Marion—84.

Those who voted for Mr. Clark are Messrs. Branch, Cochran, Crawford, Glover, Haden, Hunt, Ingle, Tingle, Underwood of Colbert, Watlington, Williams, Young of Pickens—12.

On motion of Mr. Brown, of Tuscaloosa, a committee of three was appointed to wait upon Mr. Foster and notify him of his election.

Committee: Messrs. Brown, of Tuscaloosa, Moren and Raisler.

Mr. Foster was conducted to the chair and the oath of office was administered to him by Mr. Speaker, Dawson.

## ELECTION OF CLERK.

Mr. Moren nominated D. W. McIver, of Macon.

Those who voted for Mr. McIver are :

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkinson, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Randle, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—98.

## ASSISTANT CLERK.

Mr. Powell nominated Honace R. Hood.

Those who voted for Mr. Hood are :

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkinson, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Randle, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Under-

wood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—99.

#### ENGROSSING CLERK.

Mr. Brown, of Tuscaloosa, nominated William Wallace. Those who voted for Mr. Wallace are:

Messrs. Speaker, Aderhold, Alexander, Anderson, Armstrong, Adkinson, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Browne of Tuscaloosa, Carmichael, Cochran, Cowart, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Randle, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Samfont, Sanford, Scarborough, Shackelford, Shealey, Shorter, Simpson, Smith of Dallas, Smith of Antauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—95.

#### ENROLLING CLERK.

Mr. Dunklin nominated Mr. Thomas J. Judge. Those who voted for Mr. Judge are:

Messrs. Speaker, Aderhold, Alexander, Anderson, Armstrong, Adkinson, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Cochran, Cowart, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Randle, Raisler,

Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Sanford, Scarborough, Shackelford, Shealey, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—95.

#### DOORKEEPER.

Mr. Hammond nominated Robert Hasson.

Those who voted for Mr. Hasson are:

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkinson, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Pritchard, Randle, Raisher, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Sanford, Scarborough, Shackelford, Shealey, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—97.

#### ASSISTANT DOORKEEPER.

Mr. Shorter nominated Mr. Bryant James.

Those who voted for Mr. James are:

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkinson, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of

Jefferson, Hawkins of Shelby, Harris, Hogue, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Randle, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Sanford, Scarborough, Shackelford, Shealey, Shorter, Simpson, Smith of Dallas, Smith of Antanga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—97.

#### OATH OF OFFICE.

The oath of office was then administered to the officers-elect by the Speaker.

Mr. Hammond offered the following resolution, which was adopted:

*Resolved*, That the Clerk be directed to inform the Senate that the House of Representatives has effected a permanent organization, by the election of the following officers: Hon. WILBUR F. FOSTER, of Macon, Speaker; D. W. Melver, Esq., of Macon, Clerk; Horace A. Hood, of Monroe, Assistant Clerk; W. G. Wallace, of Dallas, Engrossing Clerk; Thomas J. Judge, of Butler, Enrolling Clerk; Robert Hasson, of Etowah, Doorkeeper; B. James, of Barbour, Assistant Doorkeeper.

On motion of Mr. Gere, the rules of the last House of Representatives were adopted for the temporary government of the House.

Mr. Sanford offered joint resolution appointing a joint committee to wait on the Governor and notify him of the organization of the two Houses.

Which was read and adopted.

Committee on the part of the House: Messrs. Sanford, Powell and May.

Mr. Muldon offered the following resolution:

*Resolved*, That the Speaker appoint at the earliest practicable time the following standing committees for this House:

Committees on—The Judiciary; Ways and Means; Federal Relations; Privileges and Elections; Education; Commerce and Common Carriers; Penitentiary and Criminal Administration; Counties and County Boundaries; Appro-

priations; Temperance; Corporations; Local Legislation; Public Buildings and Institutions; Agriculture; Mines and Manufactures; Public Roads and Highways. To consist of eleven members each.

Committees on—The Military; Accounts and Claims; Fees and Salaries; Public Printing. To consist each of nine members.

Committees on—Engrossed Bills; Enrolled Bills, and Rules; of which last the Speaker shall be chairman. To consist each of seven members.

Mr. Robinson moved to refer the resolution to a special committee of seven, with instructions to report rules for the government of the House;

Which was lost, and the resolution was adopted.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
November 15, 1882.

*Mr. Speaker:*

I am directed by the Senate to inform the House that the Senate has been duly organized by the election of the following officers:

Hon. Geo. P. Harrison, of Lee, President.

Wm. L. Clay, of Madison, Secretary.

Thomas H. Clark, of Montgomery, Assistant Secretary.

W. P. Howell, of Cleburne, Enrolling and Engrossing Clerk.

W. J. B. Padgett, of Jackson, Doorkeeper; and John Morrill, of Escambia, Assistant Doorkeeper.

W. L. CLAY,  
Secretary.

Mr. Berry, of Dallas, offered the following resolution:

*Resolved*, That the Secretary of State furnish each member of this House with a copy of the Revised Code of Alabama of 1876; also, copies of the Senate and House Journals of 1880, 1881; also, copies of Acts 1880 and 1881, to be returned at the close of the session.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
November 15, 1882.

*Mr. Speaker:*

The Senate has concurred in the House joint resolution appointing joint committee to wait on Governor.

Committee on part of Senate—Messrs. Billups and McSpadden.

W. L. CLAY,  
Secretary.

Mr. Sanford, from joint committee to wait on the Governor, reported that he would send in his annual message in a few moments.

Mr. Beck, of Wilcox, offered the following resolution, which was adopted:

*Resolved, by the House of Representatives of the State of Alabama, the Senate concurring, That the exclusive use of the rotunda of the capitol be allowed the ladies of the "Widow's Home" in this city, for the purpose of keeping lunch-stands, during the session of the Legislature.*

Mr. Hammond offered the following resolution, which was adopted:

*Resolved, That the doorkeeper be, and he is hereby instructed, to have a screen placed inside of this hall, and to arrange it so that the draft from the door will be diverted.*

## MESSAGE FROM THE GOVERNOR.

A message was received from the Governor by Mr. W. G. Hutcheson, Recording Secretary, which was read by the Clerk, as follows:

EXECUTIVE OFFICE,  
Montgomery, Alabama, Nov. 15th, 1882.

*Gentlemen of the Senate and of the House of Representatives:*

You are assembled in biennial session, to consider the condition of the State, to correct errors and supply defects in legislation, and, within the constitutional limitations on your power, to provide for the general welfare. You are just from the homes of the people, with whose wants and wishes you are acquainted; and you will faithfully endeavor



to justify the confidence they have reposed in your intelligence and patriotism. Your duties will be arduous, exacting, and difficult. You will have much to do, and the constitution limits the period of your labors. You will have to act on many matters to which you have given little attention and to consider many questions comparatively new to you. Your acts will be spread upon the public records, and for them you will account to jealous constituencies little disposed to make allowance for lack of experience, errors of judgment, or want of information. It is one of the hardships of the public service, that the best intentions and the purest motives are no excuse for such mistakes as the wisest and best will sometimes make; but in the closest scrutiny and sharpest criticism of the acts of their servants, the people exercise their right of control over administration. It is right that those distinguished by their fellow-citizens with trusts and honors and authority should act at their peril; for thus caution, and care, and diligence, and fidelity are enforced by an ever-present power whose vigilance never sleeps and whose judgments are final. It will be a happy day for the State if you so acquit yourselves here that each on going hence shall receive the welcome plaudit, "Well done, thou good and faithful servant!"

There will be much for you to do; but it is safer to leave something undone than to do too much. Too much legislation is a fruitful source of vexation and complaint. In our own experience, we have seen each General Assembly repealing the acts of its predecessors, and passing acts to be repealed by its successors. When the necessity for legislation, or the form of legislation, is doubtful, it is wise to wait until the doubt is removed. Hasty and unconsidered legislation is even a more frequent evil than unnecessary legislation. In the hurry and press of business, when the mind is constantly diverted from one thing to another, and there is little opportunity for close thought and patient study, the most capable and experienced legislators often overlook more or less material defects in bills submitted for their consideration, the general tenor and purpose of which are approved; and these, enacted, become laws which are carried to the courts for construction, and the legislature which passed and the Governor who approved them are censured as incompetent or thoughtless law-makers. In nothing else is it so important to remember, that what is worth doing at all is worth doing well, as in legislation.

## EIGHT YEARS AGO.

The wisdom and the practicability of the sweeping reforms in the administration of the business affairs of the State inaugurated in the latter part of 1874, and carried out with vigor and fidelity through four executive terms, are demonstrated in the present financial condition of the government. When these reforms were undertaken, the State was bankrupt in means and credit. The people were taxed beyond their ability to pay, and the treasury was empty. Interest on the bonded debt was unpaid, and a floating indebtedness of hundreds of thousands of dollars had accumulated. From 1870-1 to 1873-4 inclusive, the annual revenues of the State from taxation averaged nearly \$1,100,000. This was expended; and as, from time to time, the Auditor's warrants and State certificates, representing accumulated deficits, could be no longer floated, money was borrowed to reduce them and carry on the government. In 1872-3, \$1,000,000 of bonds were sold and the proceeds put into the treasury and \$120,000 was borrowed. In 1873-4, \$1,000,000 eight per centum obligations were issued and paid out from the treasury as money. On the 30th of September, 1874, the nominal treasury balance was \$376,412; but of this there was but \$22,554 of lawful currency, and against it stood about \$400,000 of outstanding certificates.

The situation was apparently hopeless. The State was without money. It was without credit. It was largely in debt for the current expenses of preceding years. Interest on its bonds was unpaid. Bonds to the amount of many millions of dollars had been irregularly or fraudulently issued or endorsed, or issued or endorsed under acts obtained by open bribery and corruption, for railroad purposes. A great financial convulsion had just swept over the country, and its effects were still felt everywhere. Business men of all classes were struggling with difficulties from which extrication seemed impossible; and agriculturists, the stay and strength of the State, in debt and without the accommodations to which they had been accustomed, were almost hopelessly, but heroically, endeavoring to cultivate some portion of their lands and to save their mortgaged homes from ruinous sale. Property was almost without a cash value, and the payment of taxes was a hardship to many who had never before felt the weight of so light an imposition.

It was the mind of a statesman that comprehended the situation in all its terrible length and breadth, and the hand of a master that applied the remedy. The collection of a greater revenue was impossible. The people could not bear an additional leather's weight to their burdens. In sweeping retrenchment everywhere, and relentless economy in every department, was the only hope of the government. In 1874-5 the receipts from taxation were less than in the preceding year. No bonds were sold. No loans were negotiated. No scrip of any kind was put in circulation. Every warrant drawn upon the treasury was paid. Outstanding certificates to the amount of \$352,000 were redeemed and destroyed. It was a wonderful work; but it was only the beginning. The bonded debt, honest and fraudulent, valid and invalid, was to be so adjusted and settled as to re-assert the honor of the State and re-establish its credit without oppressing the people with burdens beyond their strength. This was provided for in 1875-6. There has since been no departure from the methods by which so much was wrought in so short a time. Now, Alabama has a manageable bonded debt, no floating obligations, a credit equal to that of the richest and most prosperous of the States that were never despoiled by the alien and the enemy, and a treasury altogether too plethoric, while its tax rate has been reduced, and its people, only eight years ago in the "Stagnation of Despond," are prospering, contented, hopeful, and happy.

#### FROM 1874 TO 1882.

In the following tabular summary of the business operations of the government since 1874, the discrepancy between the reports of the Auditor and of the Treasurer, to which your attention was called two years ago, is taken into consideration. Ordinarily, the differences between the balances shown by these reports would be the sum of the warrants drawn by the Auditor and unpaid at the treasury. The Auditor's report should show the balance in the treasury after the payment of all warrants drawn by him. The Treasurer's report gives the actual balance at its date. At the close of the last fiscal year there were outstanding warrants to the amount of only \$118.16. This should be the difference between the books of the Auditor and of the Treasurer. The difference is \$39,588.27. Above the sum of outstanding warrants (\$118.16), this is accounted for by

Auditor's warrants cancelled or revoked years ago and irregularities and errors in book-keeping previous to 1874, amounting, as nearly as can be ascertained, to \$36,602.17, and by \$2,926.74 paid by the Treasurer in 1878-9 to certain counties on account of tax on Express companies, collected by the State, for which the Auditor, for reasons stated on page 4 of his report for 1879, did not give him credit, though it was paid on the Auditor's warrants drawn in pursuance of law and in obedience to a writ of mandamus from the City Court of Montgomery. Except as to this \$2,926.74, there is agreement between the books of the Treasurer and of the Auditor since 1874. In the following table these errors are corrected as nearly as possible, as they should be on the books of the Auditor, whose reports ought to show the exact financial condition of the State:



Since 1876, it will be seen that there has been a steady increase in interest payments, as the refunding of the bonded debt has progressed, and for the last two years in consequence of the increased rate on the new bonds. In 1874-5 the only payments on interest account were \$20,280 on the bonds held by the Agricultural and Mechanical College, and \$53,005.11 on State obligations. In 1877-8, interest was paid on the bonded debt to the amount of \$188,012 and on State obligations to the amount of \$67,270. In 1880 the eight per centum obligations were refunded in six per centum bonds, and henceforth constitute part of the bonded debt proper. In the year just closed, the interest payments amounted to \$338,818.50. This does not include interest on the University fund and on the school fund. The interest payments in 1881-2 were \$83,536 greater than in 1877-8, and the total disbursements were only \$45,721.13 greater. The expenses of the government (not including interest, which is a charge and not an expense), were \$37,815 less in 1881-2 than in 1877-8, showing the steadiness with which the economic practices of my predecessor have been pursued during the four years last past.

#### THE BONDED DEBT.

The debt settlement provided for by the act of February 23, 1876, has been practically completed. There yet remain outstanding a few of the old bonds for which provision is made. As they come in, new bonds, bearing interest from the date of issue, are exchanged for them. It is probable the most of those still out, are lost or destroyed. In two years, but \$146,300 of the new bonds, of all classes, have been issued. The total bonded debt, including \$253,500 of eight per centum bonds held by the Agricultural and Mechanical College, is now \$9,407,800, on which the interest charge is \$343,929. There will be no further increase in the rate of interest on any class of bonds until January, 1887, when class A bonds will advance to four per centum.

#### THE OUTLOOK.

I was thought extravagant when two years ago I estimated that at the close of the fiscal year 1881-2 there would be in the treasury an available balance of \$237,000, exclusive of the obligations, then practically retired, and of other

unavailable funds. That balance was \$471,427.33; or, more than twice as much as I ventured to predict it would be, and that on a reduced tax rate. This gratifying result follows largely increased valuations for revenue purposes, and closer collections. That much of the property in the State has been assessed far below its real value, that much of it had escaped assessment, and that in many places collections had not been diligently and faithfully made, were indisputable facts; and the General Assembly of 1880-1, fully realizing that a just distribution of the burdens of government can only be secured through equal assessments and the faithful collection of taxes, made some provision for the correction of these evils.

In the meantime, there was a marked and unmistakable improvement in the material condition of the people, embracing every interest and extending to every portion of the State; and the market values of all real and all personal property were greatly enhanced. In consequence, partly of more stringent legislation, partly of a more faithful discharge of duty by assessors and collectors, partly of the prevalence of better market values, and partly of the greater ability of the people to pay, there has been an increase in the revenues of the State beyond any reasonable expectation. Two years ago there were apprehensions that with the greater interest payments soon to follow on an increase in the rate on the bonds of 1876, the State might have difficulty in meeting its obligations and keeping its plighted faith; and a slight reduction in the tax rate was made against the judgment of many intelligent and practical men. We now see the result would have justified a greater reduction. The valuation of property for taxation has been for six years as follows: 1876, \$135,535,792; 1877, \$130,799,138; 1878, \$126,773,262; 1879, \$123,757,072; 1880, \$139,077,328, and 1881, \$152,920,115. So far as the abstracts have been received for this year, they indicate a still larger aggregate. With the re-establishment of confidence in the maintenance of good government without interference from abroad, the people of the State entered upon a new life with hopes inspired by the prospect of better times and enduring prosperity, and began vigorously to apply themselves to the pursuits in which they had so long struggled with faint hearts and scanty rewards, and to engage in other industrial and commercial enterprises; and the assessment returns show with what success. In three

years, from 1879, when the bottom appears to have been reached, to 1881 inclusive, taxable values increased nearly twenty-five per centum; and there is every reason to expect that this rate of increase will continue for years to come, partly because of continually increasing market values, partly from greater willingness on the part of tax payers to return their property at something like its real worth, and partly from the greater diligence and fidelity of assessors acting under a sharpened sense of duty and stimulated by more stringent prescriptions of the law. In view of promises so fair and reasonable, I shall not venture on an estimate of the condition of the treasury at the end of the next two years, in which I should probably fall as far short as in the estimates of my last message.

#### THE REVENUE LAWS.

I direct your attention to the recommendations of the Auditor in reference to assessments and collections, and commend them to your respectful consideration.

Every honest man is interested in the faithful performance of the duties of assessors and collectors. If property is unequally assessed, more than his proper share of the cost of government is imposed on one and less than his proper share put on another; and negligence, looseness, or partiality in collections results in the same injustice. They are the more conscientious and scrupulous who suffer; and they have a special claim to legislative protection against their less considerate or less honest neighbors.

The assessor's duties may be more clearly and sharply prescribed; he may be held to a stricter accountability; and the obligations of the tax payer may be more strongly defined.

A very cursory examination of the tables in the Auditor's Report giving the taxable value of the several species of property in the counties shows inequalities that should be corrected in order that equal and exact justice may be done to all.

The re-enactment of Section 3060 of the Code of 1867, which was omitted from the Code of 1876, giving the right to summary judgments in the Circuit or the City Court of Montgomery county against defaulting tax collectors and probate judges, would save the State expense and be a protection to the revenues, while it would not work hardship



to any faithful and honest officer. The proof of default and the bonds of the defaulter are here, and it is the duty of the Attorney General to attend to all civil suits in the courts of this county in which the State is interested. Proceedings here would, therefore, be at less cost to the State, which in such cases is the wronged party, and could be prosecuted with more certainty. During the many years this was authorized, there is no instance in which it was abused, and there is no reason to fear that it would ever be used as a means of annoyance or persecution. The State is at a great disadvantage when it must carry its witnesses and its proofs to a distant county in a suit to obtain possession of money which the tax payer has paid for its use.

It is worthy of consideration, whether it would not be expedient and proper to give to the Governor power, upon the recommendation of the Auditor, to suspend any tax assessor or tax collector from the performance of his duties for any cause that may to him appear sufficient to justify him in taking such action, as, under Section 418 of the Code, he may now, of his own motion, suspend a tax collector in certain cases. The power now possessed by the Governor under Section 418 of the Code has never been exercised; but in a number of instances a citation to show cause why it should not be exercised has had most satisfactory results. The power to suspend both assessors and collectors for any good cause would probably accomplish the desired end without once being invoked; and there is not a remote probability that it would be misused, for no Governor would be willing to dispense with the services of any honest, capable, and faithful officer, or to bring reproach upon his administration by an unnecessary and unjust proceeding so severe. The exercise of such power might be carefully guarded.

A day certain for final settlement by tax collectors should be prescribed, and forfeiture of office should be the penalty for failure. Many tax collectors cannot make settlement by the 1st of May, and should not be required to do so. Plenty of time should be given, and no grace should be allowed.

The increase reported in the allowances for "errors and insolvencies," from \$31,000 in 1877 to \$50,000 in 1881, is remarkable, unaccountable, and inexcusable. Errors are to be expected, and insolvencies are barely possible. It is difficult to understand how any property should not be

worth six-tenths of one per centum of its low valuation for taxation, or why, unless it has been removed or destroyed, a diligent collector should be unable to collect the trifling sum charged to it. And it is not easy to see how a careful and intelligent assessor can make numerous errors. One-tenth of the whole tax levied is absorbed in mileage and commissions and lost in "errors and insolvencies."

As early as possible in the first month of each fiscal year, the State Auditor is required to draw his warrant on the tax collector of each county, in favor of the county superintendent of education, for the full amount of the school fund apportioned to the county, and the collector pays this draft out of the first money that comes into his hands from the general and license taxes. The Auditor's warrant is drawn on the tax collector, as if he were State Treasurer, and the money passes into the hands of the county superintendent of education, before it is needed or can be used for any public purpose, and is held by him as if he were State Treasurer. The money disbursed in this way, amounting to about one-fourth of the total revenues of the State, does not pass through the State treasury, and does not appear on the Treasurer's books or in his reports. These warrants are generally paid in the first quarter, or early in the second quarter, of the fiscal year; while nothing is paid to teachers until the beginning of the second quarter, and only quarterly thereafter. The county superintendent generally receives the whole amount he is to pay out during the year before there is demand upon him for any portion of it, and thereafter disburses it as claims upon it mature, retaining for future use the remainder at the end of the scholastic year. There is thus always a large sum in the aggregate in the hands of county superintendents, which should be in the safe-keeping of the treasury. These county superintendents are under bond for the faithful disbursement of the funds in their possession; but in case of default—and county superintendents have defaulted—they can be reached through legal proceedings with far more difficulty than the State Treasurer, who is at the capitol, and on whose bondsmen process can easily be served. This feature of our revenue system was adopted when the condition of the treasury was such that some such plan appeared necessary to secure to the schools the appropriations made for their support. There is no such reason for continuing it. The money for the schools should be paid from the treasury to

county superintendents quarterly, as it is needed, and not otherwise.

There are no tax collectors in Chambers, Lee, and Pickens counties, and in their unhappy condition no one in either of them can qualify and act in that office. The loss to the revenues of the State from this cause was about thirty thousand dollars last year, and unless some plan of relief can be devised it will be greater the present year. The same causes that have deprived these counties of tax collectors are in operation in Tallapoosa and Randolph, which, in like manner, may at any time, through no fault of theirs, become delinquent in their contributions to the State treasury. These counties are hopelessly involved in local indebtedness, into which they were seduced by plausible misrepresentations or skillful false pretenses, or which was put upon them by frauds and force, and their creditors are relentlessly pursuing them in the federal courts for the collection in full of claims bought on speculation at a few cents on the dollar. They cannot collect state and county taxes without collecting taxes for the satisfaction of judgments against them on their so-called debts, which their people are neither willing nor able to pay. The duty of the State to itself and to its oppressed and distressed municipalities suggests the necessity for prompt and effective action in these premises.

#### THE RATE OF TAXATION.

I recommend a further reduction of the tax rate. In two years the balance in the treasury has been more than doubled, and is now entirely too large. Taxes should be collected only as they are needed, and to the extent they are needed, for the proper purposes of economical administration. Half the money now in the treasury should be in the pockets of the tax-payers, from which it has been taken in advance of the public wants; but two years ago, I concurred in the expediency of fixing the tax-rate at six-tenths of one per centum, below which it was by many not thought safe to go. If, however, it had been fixed at five-tenths of one per centum, the available treasury balance would have been at the close of the last fiscal year nearly \$400,000. Any change now made will not affect the collections for this fiscal year, which will be made under the present rate. The Auditor estimates a surplus of \$28,000 this year, which

will leave in the treasury on the 30th of September next full a half million dollars in current money. If the rate be now made five-tenths of one per centum, and there be no increase in taxable values, and no increase in revenues from other sources, the deficit next year cannot be more than \$40,000, which would leave a treasury balance of more than four hundred thousand dollars. I am confident, however, that the increase in taxable values of the last three years will continue, and that at a five-tenths rate the sum in the treasury will not be reduced at all, as it ought to be. There should never be more than \$250,000 in the treasury at the close of any year—just enough to safely and surely carry the government over the January interest payments, after which collections always begin to come in large sums. I believe the condition of the country and of the treasury would justify a lower rate, but confidently recommend a reduction to five mills on the dollar.

#### THE DUTY OF ECONOMY.

The practice of the most rigid economy in all the departments of the administration, hitherto a necessity that enforced itself, is none the less a duty now. Five hundred thousand dollars in the treasury is a great temptation to larger expenditures than have heretofore been found necessary, and in this is the danger most to be feared. With so large a surplus to draw against, the most conservative may be persuaded to greater liberality in appropriations; and when a movement in this direction is started, it will be found difficult to restrain it. It should be remembered that the money in the treasury is the sum of eight years' close savings, during all of which time the people have been taxed to the maximum of their ability to pay; and they are the more entitled to relief because of this surplus of their contributions to the support and maintenance of the government, "the sole object and only legitimate end" of which "is to protect them in the enjoyment of life, liberty, and property." Every dollar in the treasury came directly from the people, from whose scanty earnings it was subtracted, and should be sacredly devoted to the uses for which it was collected, which do not include schemes for the development of the resources of the State, or measures for fostering and encouraging special industries, or anything for display, or for grandeur, or for dignity, or for pretension, or

for extravagance in official salaries and emoluments. The people expect a continuance of the plain, simple, cheap, and efficient administration which they were promised in 1874 as an inducement to a political uprising for the expulsion of profligates from power, and which they have since had, and it would not be wise or safe to disappoint them. It is safe to adhere to the economical methods through which the State threw off the reproach of bankruptcy and has taken its place in the proud sisterhood of States of untarnished honor. I entreat you to closely adhere to the course of retrenchment and economy so happily inaugurated eight years ago and so successfully and satisfactorily adhered to since.

#### DEPARTMENT OF EDUCATION.

The scholastic year ends September 30th, but the reports of the Superintendent of Education are often delayed for reports from county superintendents. The report for 1880-81 was not made until the middle of February, 1882, and the report for 1881-82 has not yet been received. The total revenue of the school department for 1880-81 was \$397,479.04, derived from the following sources: Interest on sixteenth section fund, \$105,424.49; interest on valueless sixteenth section fund, \$5,825.17; interest on United States surplus revenue fund, \$26,763.57; escheats to the State, \$160.83; annual appropriation, \$130,000; unapportioned balance from 1880, \$1,092.45; and poll tax collected and retained in the counties, \$128,212.33. This was apportioned as follows: to counties and cities, including the poll tax, \$382,552.52; to the normal schools, \$13,500; educational contingent fund, \$1,000; unapportioned \$426.52. The expenditures of the fund were as follows: Paid to teachers of white schools, \$225,867.77; to teachers of colored schools, \$158,901.85; salaries of county and city superintendents, \$11,883.80; normal schools, \$13,500; and contingent expenses, \$535.65. The total number of children within the school ages enumerated was 388,003, of which 217,590 were whites, and 170,413 were colored. The total number of children enrolled was 176,289, of which 107,338 were whites, and 68,951 were colored. The daily average attendance in the white schools was 66,840 and in the colored schools 48,476. There were 4572 schools taught during the year, of which 2981 were white schools and 1591 were colored schools. The total number of teachers

was 4698, of whom 3053 were in the white schools and 1645 were in the colored schools. The average length of time taught in the white schools was 84 days and in the colored schools 76 days. The average monthly pay of teachers in the white schools was \$22.98 and in the colored schools was \$23.15. I am advised, that there will be no very large variations from these statistics in the report for 1881-2.

#### DEAF AND DUMB AND THE BLIND ASYLUM.

The reports of the Board of Commissioners and of the officers of the Deaf and Dumb and the Blind Asylum, at Talladega, for the two years ending September 30, 1882, will be laid before you. Hon. M. H. Cruikshank, President of the Board of Commissioners, died on the 10th of October, 1881, and was succeeded as President by Dr. Wm. Taylor. J. Pinckney Wood was appointed to the vacancy in the Board occasioned by Mr. Cruikshank's death. Since October, 1880, there had been seventy-five pupils in the Asylum, of which fourteen had been discharged, leaving therein on the 30th of September last, sixty-one pupils, of whom forty were mutes and twenty-one were blind. The health of the household, always good, is reported to have been unusually so during the period covered by these reports. The property of the Asylum consists of seventeen acres of land, lying in the eastern part of the town of Talladega, upon which stand nine buildings, five of which are brick. During the past two years, a first-class steam laundry has been constructed, furnished, and put in operation. It will be remembered that during the two years ending September 30th, 1880, a new chapel and school room, of brick, 76 feet 2 inches by 42 feet 8 inches, was erected, at a cost of \$9,750. These buildings have been put up and equipped, and the necessary repairs on all the buildings of the institution have been made, out of the savings from the support fund. No appropriations for repairs have been required since 1871. The school has capacity for one hundred pupils, and there are many in the State entitled to its benefits; but unusual efforts to secure a larger attendance have been only partially successful, owing in part, no doubt, to the ignorance of parents of the opportunities it presents for the education, care, and treatment of their unfortunate children. The Principal and the Board of Commissioners

recommend that provision be made for the deaf and dumb and the blind of the colored race.

#### HOSPITAL FOR THE INSANE.

On the 30th of September, 1880, there were 402 patients in the Hospital for the Insane, of whom 213 were men, and 189 were women. During the two years ending September 30th, 1882, 188 patients were discharged, 57 died, and 260 were admitted, leaving under treatment 417 patients, of whom 209 were men and 208 were women. Of these, 345 were white and 72 were colored. The causes of death were as follows: Apoplexy 2; Bright's disease 2; cerebral softening 1; cerebral congestion 2; diarrhoea 1; epilepsy 3; fracture of skull 1; heart disease 2; maniacal exhaustion 9; marasmus 11; paresis 6; pericarditis 1; peritonitis 1; phthisis 11; pneumonia 3; and syphilis 1. Of the discharges, 126 had recovered; 49 were improved; and 13 were unchanged. In the two years, 155 applications for admission were refused for want of room. From the opening of the Hospital in July, 1861, to the date of the last report, 1835 patients had been admitted into it, of whom 671 had been discharged recovered, 211 discharged improved, 84 discharged unchanged, and 452 had died. The cost of maintaining the Hospital for the two years was \$140,003.50, of which \$13,729.41 was for improvements and repairs. Under the act of February 26th, 1881, the Superintendent and the three resident members of the Board of Trustees, constituting the building commission, at once entered upon the work of preparing additional accommodation for the insane. It was determined to extend the present Hospital building by the erection at each end of an additional three-story section, sufficient to provide for between 300 and 400 patients. This work has been pushed as rapidly as the funds at the disposal of the commission would admit. The brick work of the western section is done, and the section will be completed and finished in a few months. The foundation walls of the eastern section have been laid. Fifty thousand of the \$100,000 appropriated by the act of February 20th, 1881, has been drawn and expended. If that act be amended to authorize the remaining \$50,000 to be drawn and used as needed, the additional accommodations contemplated by it will be provided during the coming year. The condition of the treasury will warrant this change, and it is

strongly solicited by the demand for room in the Hospital, which at the earliest period possible should be made large enough to receive all who need its care and treatment. This noble institution, an honor to the State, in everything but in extent and cost of construction, will compare favorably with anything of the kind in the United States, and nowhere else are the insane so well provided for at so small a per capita expense.

#### THE PENITENTIARY.

The Penitentiary will doubtless demand a share of your attention, and as soon as possible after the receipt of the Report of the Warden and Inspectors, which has been delayed, I shall communicate to you the fullest information in my power concerning it, with such recommendations as may seem expedient or necessary.

#### THE ATTORNEY GENERAL.

Section 109 of the Code makes it the duty of the Attorney General "annually, in the month of November, to make "to the Governor a report, consolidated from the reports "made to him by the Solicitors of the different judicial "circuits, stating the number of persons prosecuted under "indictments during the past year in each county, the character of the alleged offences, the results of the trials, and "the punishments imposed;" but solicitors are not required to make reports to him, and in fact do not make them, and he cannot, therefore, report to the Governor. Such reports would give much information in reference to the enforcement of the criminal laws of the State, and put on record many interesting and valuable statistics. There is no good reason why the solicitors should not be required to make the reports contemplated by the section of the Code above quoted.

#### THE MILITIA.

The effective militia of Alabama consists of two regiments and a few unattached companies, uniformed at their own expense, and armed and equipped by the State. These organizations are numerically weak, numbering in all less than one thousand men, and they are not all as well drilled



and disciplined as they should be. The act of the last General Assembly has promoted their efficiency; but something more is needed. These volunteer forces cost the State last year about \$3,000, the benefits of which inured to the companies of the First Regiment and two or three companies of the Second. The discipline and wants of other companies, and especially of the unattached companies, have been greatly neglected. Neither the Adjutant General, the Inspector General, nor the Quartermaster General has any pay or allowance, and any one competent to discharge the duties of these offices will undertake them only with the understanding that merely routine work is to be done. But one report (in 1879-80) from the Adjutant General has been made to this office, so far as I can learn, in eight years; and since October 1st last, the office has been vacant. The State has distributed nearly one hundred thousand dollars worth of arms and equipments, received from the Federal Government since the war, and of many of these all trace is lost. When companies disband, it is the exception that their arms are returned, and in many cases no bonds for their preservation and care appear on file here. This property should be recovered; but its recovery can hardly be undertaken by officers working without compensation and at their own expense. The Adjutant General should have an office in the capitol, and be paid a salary sufficient to warrant a requirement that he perform all the duties imposed on him by law or by lawful direction of the Governor. The volunteer forces of the State are at all times subject to the order of the Governor, and should be supported and maintained; but any company below a reasonable standard of efficiency should be disbanded by the Governor upon a report of its delinquency by the Inspector General, who should have at least travelling expenses while in the discharge of his duties.

#### DEPARTMENT AND OTHER REPORTS.

I have had no reports for 1881-2 from the Superintendent of Education, the Attorney General (for reasons elsewhere stated), the Adjutant General, the Railroad Commission, the Warden and Inspectors of the Penitentiary, the Board of Trustees of the University, or the Board of Trustees of the Agricultural and Mechanical College, and have seen the reports of the Auditor and the Treasurer only in manuscript.

I am informed that some of these reports are in the hands of the Public Printer, who has as yet been unable to get them through the press. As they are received they will be laid before you, with such suggestions as shall be proper.

#### HARD LABOR FOR THE COUNTY.

Hard labor for the county as an alternative for imprisonment in the penitentiary, is peculiar to Alabama. It is unknown in other States. It compounds misdemeanors and felonies. It unequally punishes offenders. The felon in the penitentiary escapes the severer punishment of hard labor for the county, which must be inflicted upon the misdemeanant. The convict to the penitentiary has the benefit of State inspection, which gives him some protection while serving out his sentence, and secures his discharge at its expiration. The convict to hard labor for the county is generally hired to work outside of the county, is subjected to penitentiary discipline, is beyond the care of those who should see that he is humanely treated, and has no assurance of discharge at the expiration of his sentence.

The greater punishment is upon the lesser offender. A felony is an offense which may be punished by death or by confinement in the penitentiary. This is the definition of the Code. It was not intended that felons should be punished otherwise. Punishment for felonies by hard labor for the county grew out of a disposition to secure their fees to the officers of the county, convicts to hard labor for the counties for misdemeanors having been compelled to work out the costs of prosecution if not presently paid. As these punishments are now inflicted, it would be an approach to justice to sentence all convicted misdemeanants to the penitentiary and all convicted felons to hard labor for the county. The same punishment should not be prescribed for the two classes of crime. But punishment by hard labor should be modified and adapted in its severity to the minor offenses for which it was designed. Felonies should be punished by confinement in the penitentiary, as in all other States. The penitentiary was established by the State, and supported for many years at heavy cost, for the confinement and punishment of felons; and unless, now that it has become a source of revenue, it is to be abolished, directly or indirectly, all persons convicted of felonies other than capital, should be sent to it. These views were strongly urged upon

the General Assembly in two of the annual messages of my immediate predecessor. "The State pays," said he, "for feeding prisoners while imprisoned in the counties; pays fees to sheriffs in cases of insolvent convicts; and pays for arrests of absconding felons," "and it seems but fair," he continued, "under this state of facts, that convicts [for felonies] should be sent to the penitentiary, that the State may have the benefit of their labor," which should go to all the people of the State and not to those of the counties, to some of which it now yields a large revenue. Under the advice of Governor Honston, it was enacted that in all cases in which the period of imprisonment or hard labor for the county is more than two years, the sentence must be to imprisonment in the penitentiary. Previously, the sentence to hard labor for the county might be for life or any shorter term. I earnestly recommend, that hard labor for the counties be retained as a punishment in cases of misdemeanors only, that the hiring of county convicts to work outside the county be prohibited, and that the sheriff, or some other officer, be specially charged with the inspection and supervision of county convicts and their treatment while they are serving out their terms and with the duty of seeing that they are discharged at the expiration of their sentence.

Where offenders are sentenced to hard labor for the county and the costs of prosecution are not presently paid, the court may impose additional hard labor for the county for a term sufficient to cover all costs and officers' fees at not less than thirty cents a day for the additional hard labor imposed. If the cost of prosecution is not a debt within the meaning of the constitution, but is a penalty in the nature of a debt for which hard labor may be imposed, the statute in effect makes poverty a crime and the commission of a misdemeanor the subject of greater punishment than that of a felony. If the non-payment of costs is a crime, the right of trial by jury is secured to the offender by the constitution. Under our practice, a person accused of carrying concealed a weapon, or of gaming, or of selling unwholesome bread, or other offense, may be arrested, tried, convicted, and sentenced to hard labor for the county for the longest period allowed by law, and then, forthwith, without accusation, or arrest on warrant, or trial by jury, sentenced to another term at hard labor for non-payment of certain fees and costs. Whether a convict failing to pay costs is

guilty of a crime for which the law prescribes punishment, or is simply an insolvent debtor, it seems to me, with all deference to the courts which have held otherwise, that a sentence in the usual way, to hard labor therefor, is in violation, certainly of the spirit, if not the letter, of the fundamental law of the State, and in many instances its imposition is a reproach to our administration of justice. But poverty is not a crime. Law cannot make it such. As no one able to pay costs would refuse or fail to do so when the alternative is labor in the chain gang and all that implies, it must be that in fact almost every sentence to hard labor for the county for non-payment of costs is a punishment for poverty, which might be avoided by the possession of a few dollars or the means of possessing them. Reasonable fees and costs should be paid by the county which has the service of convicts at hard labor for the county for misdemeanors, and the State should pay such costs when the sentence is to the penitentiary for felonies. Adequate punishment should be inflicted for every offense against the laws; but no punishment should ever be permitted for mere inability to pay what is in effect and fact, whatever it may be in law, a debt to the State or its officers, and what no law can make a crime.

#### THE PARDONING POWER.

Two years ago, the propriety of creating a board of pardons was pressed upon your consideration. The pardoning power is by the constitution vested in the Governor, to be exercised, however, under such rules and regulations as may be prescribed by law. A board of pardons may be established, and its recommendations, with the reasons therefor, in writing, may be made a prerequisite to executive action. A board to consist of the Attorney-General, President of the Senate, and Speaker of the House, or of three or more other persons to be appointed by the Governor or otherwise selected, could in one day, or at most two days, in each month dispose of the business to be submitted to it, and the cost would be too inconsiderable to be taken into consideration. No one, perhaps, has ever retired from the office of Governor without a conviction that he has granted pardons that ought to have been refused, and a fear that he has refused pardons that ought to have been granted. The act of rejecting a final appeal in a case

involving life, liberty, or property on the one hand, or on the other hand of releasing from a proper sentence a convicted offender against the peace and dignity of the commonwealth, is too grave a duty to be imposed on any one person without official and responsible advice.

#### CONCLUSION.

In climate, in agricultural resources, in mineral wealth, in all natural opportunities, Alabama is unsurpassed on the continent. Navigable rivers sweep across its territory from east to west and from north to south. Vast forests of the most valuable woods have scarcely known the axman's touch. Rich valleys and broad prairies yield some fifty and some an hundred fold to indifferent culture. Mountains of solid iron ore, exhaustless quarries of limestone, and great fields of coal, are massed together over an area of thousands of square miles. Lofty mountains lift their heads into an atmosphere pure, invigorating, and health-giving. The summer's heat is tempered by cooling winds from the lar-off western plains and the winter's cold by spice-laden breezes from the Gulf. Nature has lavished here with unstinted hand her choicest blessings. It only remains for those to whom this splendid possession has come to be faithful to the trust they have received. It is our fault only that Alabama is not now close up to Pennsylvania in iron and coal industries, to Massachusetts in manufacturing enterprise, to Kentucky in stock raising, and to Illinois in cereal production. We have lived almost without effort and prospered almost without labor, and have been content. A new spirit is upon us. New desires fill our hearts. New aspirations impel us forward. The God-given wealth over us, around us, under our feet, is to be developed by the genius of the mechanic, the intelligence of the agriculturist, and the skill of the miner, and all natural forces are to be trained to our uses. Our children will have the strength of giants in the land and the power of princes among men. Good laws, the impartial execution of justice, protection to person and property, and a faithful administration of public affairs, giving confidence to capital and encouragement to labor, will hasten the glories of the new era; and these are the duties to-day imposed upon us and to-morrow to be imposed upon our successors.

R. W. COBB,  
Governor.

On motion of Mr. Shorter, it was ordered that the message lie on the table, and that one thousand copies be printed.

Mr. Dowling offered the following resolution, which was adopted:

*Resolved*, That the Doorkeeper of the House be authorized and required to appoint a doorkeeper for the gallery of this House, who shall discharge the duties of such office, and receive the same pay as that allowed to the doorkeeper of the gallery of the last House.

Mr. Hawkins, of Barbour, offered the following resolution, which was adopted:

*Resolved*, That the Doorkeeper be instructed to have the locks of the desks repaired, where necessary, and keys fitted thereto.

Mr. Speaker announced that he had made the following appointments to subordinate positions in the House:

Messenger—Louis Cardinal.

Pages—Jennings Pierce, Eddie Woodward, James M. Handy.

On motion of Mr. Powell, the House adjourned until tomorrow morning, 10 o'clock.

### THIRD DAY.

#### HOUSE OF REPRESENTATIVES,

THURSDAY, November 16, 1882.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Orme, of the House.

On the call of the roll the following members answered to their names:

#### ROLL CALL HOUSE OF REPRESENTATIVES.

Mr. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Edwards, Ferrell, Fuller, Garrett, Gere, Glover, Graham, Grant, Griffin, Grisbam, Haden, Hall, Hamilton, Hammond, Hawkins of

Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, May, Moren, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Randle, Raiser, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Sanford, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—95.

The Journal of yesterday was read and approved.

The Speaker presented papers in the matter of contest of J. H. Savage vs. J. D. Hammond, sitting member from the county of Calhoun, and they were referred to the committee on privileges and elections, when raised.

#### CALL OF COUNTIES.

On the call of the counties bills were introduced:

By Mr. Shorter—

H. B. 1. To prevent the sale or exchange of cotton in the seed in Barbour county, and sale or exchange of said cotton produced in said county;

By Mr. Lang, (accompanied with evidence of publication of notice, &c.)—

H. B. 2. To pay the costs in the impeachment trial of Wiley E. Jones, probate judge of Barbour county;

By Mr. Shorter—

H. B. 3. To confer upon notaries public and ex-officio justices of the peace similar powers to those possessed by justices of the peace to issue attachments, returnable to the circuit court;

Also,

H. B. 4. To amend section 1630 of the Code;

Also,

H. B. 5. To increase the fees of constables in Barbour county;

By Mr. Hammond—

H. B. 6. To fix the time of holding the circuit courts in Cleburne county;

By Mr. Shealy, (with petitions)—

H. B. 7. To authorize the probate judge of Chambers county to order an election in said county to prevent the

sale, giving away, or otherwise disposing of vinous, spirituous or malt liquors in said county;

By Mr. Swan—

H. B. 8. For the relief of Cherokee county, by appropriating twenty-five per cent. of the State tax during the years 1882-83 to aid in building a court-house;

By Mr. Edwards—

H. B. 9. To establish an inferior court for the county of Chilton;

By Mr. McCall, (with petition and evidence of publication of notice)—

H. B. 10. For the relief of Delia Edwards, of Choctaw county, as the adopted heir of Adam Burgess, deceased;

By Mr. Thagard—

H. B. 11. To repeal an act of the General Assembly of Alabama, approved December 8th, 1880, to prohibit the sale, giving, distilling, or otherwise disposing of intoxicating beverages, in Crenshaw county;

By Mr. Watlington—

H. B. 12. To amend an act, approved March 1st, 1881, entitled an act for the relief of maimed soldiers, appropriating the sum of fifteen thousand dollars to more completely carry out the provisions of said act;

By Mr. Dowling—

H. B. 13. To repeal an act to amend the road law in Dale county, approved February 9, A. D. 1852, and to authorize the court of county commissioners to pay the probate judge, and other officers, for road service in Dale county;

Also,

H. B. 14. To increase the fees of constables in Dale county;

Also,

H. B. 15. To require peddlers to take out license for peddling;

By Mr. John—

H. B. 16. To incorporate the Dallas Compress Company;

By Mr. Berry—

H. B. 17. To repeal sections 3286, 3287, 3288, article 3, part 2, chapter 1, title 2, of the Revised Code;

By Mr. Simpson—

H. B. 18. To amend an act to incorporate the Florence Synodical Female College;

By Mr. Branch—

H. B. 19. To repeal an act to amend section 276 of the Code;



By Mr. Samford—

H. B. 20. To amend section 3063 of the Code;

Also,

H. B. 21. To amend section 3025 of the Code;

By Mr. Hamilton—

H. B. 22. To authorize the rendition of decrees of strict foreclosure in mortgage suits in equity;

By Mr. McIntyre—

H. B. 23. To repeal an act to require the tax assessors of Dallas and Montgomery counties to give notices in a newspaper of their attendance at the precincts, and to keep their offices open during the month of January, approved February 28th, 1881;

Also,

H. B. 24. To repeal an act to require the tax collectors of Dallas and Montgomery counties to give notice in a newspaper of their attendance at the precincts, and to keep their offices open during the month of January, approved February 28, 1881;

By Mr. Graham—

H. B. 25. To amend section 4213 of the Code;

Also,

H. B. 26. To repeal subdivision 6, of section 362, of the Code;

Also,

H. B. 27. To authorize the governor to issue live class A bonds of the State, in exchange for that number of past-due bonds of the State, issued under an act of the General Assembly of Alabama, passed December 4th, 1832, to increase the capital stock of the branch of the Bank of the State of Alabama, in the town of Montgomery;

By Mr. Vines—

To repeal an act to prohibit the sale of spirituous, vinous or malt liquors, or other intoxicating beverages, in the counties of Etowah, Cherokee, DeKalb and Tallapoosa, so far as the county of Tallapoosa is concerned;

By Mr. Puriloy—

H. B. 29. To amend section 4628 of the Code;

By Mr. Griffin—

H. B. 30. To repeal section 3286 of the Code;

Which bills were severally read once, and ordered to a second reading on to-morrow.

Mr. Robinson offered joint resolution to provide for the opening and counting of the votes for State officers;

Which was read and adopted.

On motion of Mr. Robinson, the Governor's message was taken from the table temporarily, and he offered the following resolution, which was adopted:

*Resolved, by the House of Representatives, That that portion of the Governor's message pertaining to the non-payment and non-collection of State and county taxes in the counties of Chambers, Lee, Tallapoosa, Randolph and Pickens, be referred to a select committee of seven members of the House, to be appointed by the Speaker, whose duty it shall be to investigate the subject, and report by bill or otherwise what legislation, if any, is necessary in the premises.*

Committee—

Messrs. Robinson, Hamilton, Simpson, Brown of Tuscaloosa, Powell, Sanford, and John.

The Speaker announced the following committee:

*On Rules*—Messrs. Speaker, Powell, Robinson, Muldon, Sanford, Simpson and Walker.

By leave, Mr. Robinson introduced joint resolution appointing a joint committee to report what bills are local and special that will require notice, as required by the constitution of the State.

On motion of Mr. Walker, the House adjourned till tomorrow morning 10 o'clock.

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#### FOURTH DAY.

FRIDAY, November 17, 1882.

House met pursuant to adjournment.

Prayer by Rev. Mr. Howell.

On the call of the roll the following members answered to their names:

Messrs. Speaker, Aderhold, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cowart, Clark, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garret, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins

of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, Nevill, Nesmith, Porter, Powell, Purifoy, Randle, Raiser, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Sarrford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Antauga, Swan, Tatun, Tingle, Thagaid, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—95.

Journal of yesterday read and approved.

Leave of absence was granted Mr. Orme indefinitely, on account of sickness in his family.

Mr. Brown, of Tuscaloosa, asked leave of absence for Mr. Wood, of Tuscaloosa, who has been detained at home on account of sickness in his family;

Which was granted.

The Speaker announced the standing committees of the House, as follows:

#### STANDING COMMITTEES.

*Judiciary Committee*—Messrs. Hamilton, chairman; Wood, Robinson, Sanford, Simpson, John, Smith of Antauga, Hawkins of Jefferson, Graham, Browne of Talladega, Shorter.

*Ways and Means*—Messrs. Brown of Tuscaloosa, chairman; Brewer, Walker, Gere, Dunklin, Burnett, Avery, Hawkins of Barbour, Smith of Dallas, Randle, May.

*Privileges and Elections*—Messrs. John, chairman; Beck of Wilcox, Muldon, Griffin, Sanford, Willett, Nevill, Harris, McIntyre, Ferrell, Clark.

*Federal Relations*—Messrs. Hogue, chairman; Nesmith, Edwards, Hall, Grant, McMillan, Swan, Young of Marion, Crawford, Ingle, Haden.

*Education*—Messrs. Powell, chairman; Hogue, Cowart, Hammond, Shackelford, Orme, Underwood of Franklin, Garrett, Lang, Anderson, Grisham.

*Commerce and Common Carriers*—Messrs. Langdon, chairman; Robinson, Brown of Tuscaloosa, Burnett, Sanford, Hawkins of Shelby, Purifoy, McAdory, Reynolds of Talladega, Berry, Fuller.

*Penitentiary and Criminal Administrations*—Messrs.

Sanford, chairman; Hamilton, Wood, Nesmith, Edwards, Dowling, Vines, Alexander, Aderholt, Whitt, Branch.

*Counties and County Boundaries*—Messrs. Smith of Autauga, chairman; Crawford, Wharton, Armstrong, Kimbrough, Baker, Atkison, McCall, Young of Marion, Underwood of Franklin, Young of Pickens.

*Appropriations*—Messrs. Muldon, chairman; Reynolds of Talladega, Broyles, McAdory, Carmichael, Grant, Swan, Avent, Thagard, Underwood of Colbert, Moragne.

*Temperance*—Messrs. Cowart, chairman; Powell, Russell, Shackelford, Willett, Reynolds of Henry, Nevill, Kendrick, Tingle, Haden, Glover.

*Corporations*—Messrs. Simpson, chairman; Hall, Edwards, Harris, Gere, Scarbrough, Anderson, May, Clayton, Goree, Porter.

*Local Legislation*—Messrs. Beck of Wilcox, chairman; Giffin, Beck of Covington, Brown of Talladega, Dowling, Swan, Jones, Hunt, Raisler, Cochran, Clark.

*Public Buildings and Institutions*—Messrs. Smith of Dallas, chairman; Dowling, Vines, Wharton, McMillan, Aderholt, Underwood of Franklin, Bibb, Thagard, Tatum, Clayton.

*Agriculture*—Messrs. Hawkins of Barbour, chairman; Largdon, Broyles, Shealy, Whitt, Scarborough, Alexander, Anderson, McIntyre, Young of Pickens, Bibb.

*Mining and Manufactures*—Messrs. Hawkins of Jefferson, chairman; Sanford, Randle, Hawkins of Shelby, Dunklin, Carmichael, Adkison, Wharton, Tatum, Tingle, Watlington.

*Public Roads and Highways*—Messrs. Purifoy, chairman; Russell, Grant, Berry, Baker, Jones, Harris, Orme, Avent, Thagard, Williams.

*Military*—Messrs. Graham, chairman; Gere, Broyles, Reynolds of Henry, Moragne, Garrett, Griffin, Grisbam, Walker, Porter, Goree.

*Accounts and Claims*—Messrs. Dunklin of Butler, chairman; Robinson, Shorter, Dowling, Willett Lang, Hunt.

*Fees and Salaries*—Messrs. Brewer, chairman; Powell, Brown of Tuscaloosa, Griffin, Willett, Fuller, Tatum.

*Public Printing*—Messrs. Hammond, chairman; Grant, Crawford, Beck of Covington, Glover, Raisler, Branch.

*Engrossed Bills*—Messrs. Shorter, chairman; Beck of Wilcox, Smith of Autauga, Reynolds of Talladega, Sanford, May, Clark.

*Enrolled Bills*—Messrs. Browne of Talladega, chairman; Graham, Cowart, Lang, John, Dowling, McMillan.

*Committee on Rules*—Messrs. Speaker, chairman; Robinson, Powell, Muldon, Sanford, Simpson, Walker.

#### BILLS ON SECOND READING.

The bills—

H. B. 1. To prevent the sale or exchange of cotton in the seed in Barbour county, and sale or exchange of said cotton, produced in said county;

H. B. 2. To pay the costs in the impeachment trial of Wiley E. Jones, probate judge of Barbour county;

H. B. 3. To increase the fees of constables in Barbour county;

H. B. 10. For the relief of Delia Edwards, of Choctaw county, as the adopted heir of Adam Burgess, deceased;

H. B. 9. To establish an inferior court for the county of Chilton;

H. B. 23. To repeal an act to require the tax assessors of Dallas and Montgomery counties to give notice in a newspaper of their attendance at the precincts, and to keep their offices open during the month of January, approved February 28, 1881;

H. B. 24. To repeal an act to require the tax collectors of Dallas and Montgomery counties to give notice in a newspaper of their attendance at the precincts, and to keep their offices open during the month of January, approved February 28, 1881;

Were severally read the second time, and referred to the committee on local legislation.

The bills—

H. B. 3. To confer upon notaries public and ex-officio justices of the peace, similar powers to those possessed by justices of the peace to issue attachments returnable to the circuit courts;

H. B. 4. To amend section 1630 of the Code;

H. B. 6. To fix the time of holding the circuit courts in Cleburne county;

H. B. 20. To amend section 3063 of the Code;

H. B. 21. To amend section 3025 of the Code;

H. B. 22. To authorize the rendition of decrees of strict foreclosure in mortgage suits in equity;

H. B. 29. To amend section 4628 of the Code;

H. B. 30. To repeal section 3286 of the Code;

Were severally read the second time, and referred to the judiciary committee.

The bills—

H. B. 7. To authorize the probate judge of Chambers county to order an election in said county to prevent the sale, giving away, or otherwise disposing of vinous, spirituous or malt liquors in said county;

H. B. 11. To repeal an act of the General Assembly of Alabama, approved December 8, 1880, to prohibit the sale, giving, distilling, or otherwise disposing of intoxicating beverages in Choctaw county;

H. B. 28. To repeal an act to prohibit the sale of spirituous, vinous, or malt liquors, or other intoxicating beverages, in the counties of Etowah, Cherokee, DeKalb, and Tallapoosa, so far as the county of Tallapoosa is concerned;

Were severally read the second time, and referred to the committee on temperance.

The bills—

H. B. 8. For the relief of Cherokee county, by appropriating 25 per cent. of the State tax during the years 1882-83 to aid in building a court-house;

H. B. 12. To amend an act, approved March 1st, 1881, entitled an act for the relief of maimed soldiers, appropriating the sum of fifteen thousand dollars to more completely carry out the provisions of said act;

Were severally read a second time, and referred to committee on appropriations;

The bill—

H. B. 13. To repeal an act to amend the road law in Dale county, approved February 9, 1852, and to authorize the court of county commissioners to pay the probate judge, and other officers, for road service in Dale county;

Was read the second time, and referred to committee on public roads and highways.

The bill—

H. B. 14. To increase the fees of constables in Dale county;

Was read the second time, and referred to committee on fees and salaries.

The bills—

H. B. 15. To require peddlers to take out license to peddle;

H. B. 26. To repeal subdivision 6 of section 362 of the Code;

Were severally read the second time, and referred to committee on ways and means.

The bill—

H. B. 17. To repeal sections 3286, 3287, 3288 of article 3, part 3, chapter 1, title 2 of the Revised Code;

Was read the second time, and referred to committee on agriculture and commerce.

The bill—

H. B. 19. To repeal an act to amend section 276 of the Code;

Was read the second time, and referred to committee on privileges and elections.

The bills—

H. B. 16. To incorporate the Dallas Compress Company;

H. B. 18. To incorporate the Florence Synodical Female College;

Were severally read the second time, and referred to committee on corporations.

The bill—

H. B. 25. To amend section 4213 of the Code;

Was read the second time, and referred to committee on penitentiary and criminal administrations.

The bill—

H. B. 27. To authorize the Governor to issue five class A bonds of the State, in exchange for that number of past-due bonds of the State, issued under an act of the General Assembly of Alabama, passed December 4th, 1832, to increase the capital stock of the branch Bank of the State of Alabama, in the county of Montgomery;

Was read the second time, and referred to the committee on accounts and claims.

#### MESSAGE FROM THE SENATE.

#### SENATE CHAMBER,

Montgomery, Alabama, Nov. 17, 1882.

*Mr. Speaker:*

The Senate has concurred in the House joint resolutions: In relation to lunch stands in the rotunda;

Also,

Appointing joint committee to ascertain and report what are local or special bills;

Committee on part of Senate—

Messrs. Troy and Hargrove;

And has concurred in—

The joint resolution to provide for the opening and counting of the votes for State officers.

W. L. CLAY,  
Secretary.

The speaker announced the following as the committee on the joint resolution to determine what are local laws—

Messrs. Hamilton, Smith of Autauga, and Nesmith.

#### CALL OF THE COUNTIES.

On the call of the counties, bills were introduced:

By Mr. Shorter—

H. B. 31. To authorize justices of the peace and notaries public, and ex-officio justices of the peace, on conviction, to sentence to hard labor for costs;

By Mr. Swan—

H. B. 32. To make justices of the peace tax assessors;

By Mr. Grant—

H. B. 33. To provide for a re-registration of all claims against the fine and forfeiture fund of Clarke county;

By Mr. Garrett—

H. B. 34. To repeal an act to better provide for the examination of the county offices, county jail records of the courts of county commissioners, and county chain-gangs, of Barbour and Coffee counties in this State, and report thereon, approved February 26th, 1881, so far as the same applies to the county of Coffee;

By Mr. Porter—

H. B. 35. To repeal an act entitled an act for the preservation of game animals and birds, in the counties of Lamar, Marion and Coosa, so far as the same applies to Coosa;

By Mr. Dowling—

H. B. 36. To require tax assessors to discharge their official duties more faithfully, and for neglect thereof, to require the court of county commissioners to proceed against them;

Also,



H. B. 37. To amend section 4325 of the Code;

Also,

H. B. 38. For the better protection of the State in the payment of fees for feeding prisoners;

By Mr. John—

H. B. 39. To punish the obtaining of money on property by means of false promises;

By Mr. Clayton—

H. B. 40. To protect teachers of public schools against excessive charges for license;

Also,

H. B. 41. To require applicants for license to teach in the public schools of Alabama, who hold a diploma, to be examined, and to pay the same fee for license as other teachers;

By Mr. Sanford—

H. B. 42. To repeal an act entitled an act to require apportioners and overseers of roads in the counties of Fayette, Lamar, Marion and Cherokee, to do road-service after the expiration of their terms of service as such apportioners and overseers, so far as said act relates to Fayette, Lamar and Marion, approved February 13, 1879;

By Mr. Crawford—

H. B. 43. To repeal sections 3286, 3287, 3288 of the Code;

By Mr. Anderson—

H. B. 44. To amend section 1 of an act, approved February 13, 1879, for the preservation of game animals and birds, in the counties therein named, so far as it relates to the county of Greene.

By Mr. Adkison—

H. B. 45. To amend first section of an act, approved February 5, 1877, to reduce the number of grand and petit jurors in Geneva county.

By Mr. McAdory—

H. B. 46. To prevent the sale, giving away, or otherwise disposing of vinous, spirituous, or malt liquors, or intoxicating bitters, or other intoxicating beverages, by whatsoever name designated, within three miles of any coaling grounds, coal mines, ore mines, factories, furnaces or rolling mills, in the county of Jefferson;

By Mr. Nesmith—

H. B. 47. To repeal an act entitled an act to regulate the publication of legal notices in the counties of Lamar and

Fayette, approved February 4, 1879—Acts 1878-9, p. 224;

Also,

H. B. 48. To repeal an act entitled an act to abolish the office of tax collector in the counties of Baldwin, Escambia and Sanford, now Lamar, as to Lamar county;

By Mr. Simpson—

H. B. 49. To protect innocent purchasers without notice of mortgaged personal property, and to amend sections 2162 and 2170 of the Code;

By Mr. Branch—

H. B. 50. To repeal an act to amend section 286 of the Code;

Also,

H. B. 51. To amend section 281 of the Code;

Also,

H. B. 52. To enable electors to identify their ballots;

By Mr. Sanford—

H. B. 53. To provide for the election of county commissioners of roads and revenues;

Also,

H. B. 54. To amend section 2170 and repeal section 2166 of the Code;

By Mr. Shackelford—

H. B. 55. To revise section 276 of the Code, and to repeal all laws or parts of laws in conflict with the same;

By Mr. McIntyre—

H. B. 56. For the better enforcement of contracts;

By Mr. Graham—

H. B. 57. To regulate the punishment of criminals;

By Mr. Willett—

H. B. 58. To repeal an act to prohibit the sale or disposing of spirituous, vinous or malt liquors, or other intoxicating beverages in the counties of Monroe, Escambia and Pickens, on and after January 1, 1882, so far as the same relates to Pickens county;

By Mr. Aderholt—

H. B. 59. To incorporate the East Alabama Mining and Manufacturing Company;

By Mr. Jones, (accompanied by petitioners)—

H. B. 60. To amend section 2 of an act, approved February 28th, 1881, entitled an act to prohibit the sale of spirituous, vinous or malt liquors, or other intoxicating beverages in the counties of Etowah, Cherokee, DeKalb and Tallapoosa, so far as Tallapoosa county is concerned;

By Mr. Brown, of Tusculoosa—

H. B. 61. To fix the rate of taxation in this State;

Also,

A resolution authorizing the doorkeeper to purchase certain articles for the House;

Which was adopted.

By Mr. Berk, of Wilcox—

H. B. 62. To make defendants competent witnesses in all indictments, complaints and other criminal proceedings;

By Mr. John—

H. B. 63. To punish the crime of taking rebates;

By Mr. Tatum—

H. B. 64. To repeal an act entitled an act for the protection of fish in Baldwin county, approved February 3, 1881;

By Mr. Edwards—

H. B. 65. To amend an act entitled an act to amend section 2681 of the Code, approved March 1, 1881;

Which bills were severally read once and ordered to a second reading on to-morrow.

Mr. John offered the following resolution:

*Resolved*, That the Judiciary and Ways and Means Committees of the House be authorized and empowered to appoint clerks for said committees, who shall receive as compensation for their services the sum of four dollars per day;

Which, upon motion of Mr. Avery, was referred to Committee on Rules, with instructions to report what clerks are necessary for the committees.

Mr. Berry offered the following joint resolution, which was adopted:

*Resolved by the House of Representatives, (the Senate concurring,)* that a joint committee be appointed, consisting of five members from the House and three from the Senate, to which shall be referred the subject of Immigration, with instructions to report by bill or otherwise.

Mr. Moren offered the following resolution, which was adopted:

*Resolved*, That the Judiciary Committee be instructed to inquire into the necessity of creating one or more additional Judicial Circuits in this State and report by bill or otherwise.

Mr. Hammond offered the following resolution, which was adopted:

*Resolved*, That the clerk be, and he is hereby instructed

to have printed, for the use of the House, 150 copies of the list of standing committees.

The following joint resolution, offered by Mr. Brown, of Talladega, was adopted:

*Resolved by the House of Representatives, the Senate concurring therein,* That a joint committee, consisting of four on the part of the House, and three on the part of the Senate, be appointed, to enquire and ascertain what legislation, if any, is necessary to provide for the payment of sheriffs for the feeding of prisoners, and report by bill or otherwise.

The Speaker presented the papers in the contest of Jay vs. J. D. Burnett, sitting member from Conecuh county, which were referred to the committee on privileges and elections.

The Speaker announced the following joint committee, on the part of the House, on immigration—

Messrs. Berry, Langdon, Brown of Tuscaloosa, McAdory and Clayton.

On motion of Mr. Moren, the House adjourned till 10 o'clock to-morrow.

## FIFTH DAY.

### HOUSE OF REPRESENTATIVES,

SATURDAY, November 18, 1882.

House met pursuant to adjournment.

Prayer by Rev. Mr. Shackleford, of the House.

### CALL OF THE ROLL.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Aderhold, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Cochran, Cowart, Clark, Clayton, Crawford, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Glover, Grabam, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris,

Hogue, Hunt, Ingle, Jobn, Jones, Kendrick, Kimbrongh, Lang, Langdon, May, Moren, Moragne, Muldon, McAdory, McCall, McMillan, Nevill, Nesmith, Porter, Powell, Purifoy, Randle, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatnum, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—91.

The journal of yesterday was read and approved.

Indefinite leave of absence was granted to Mr. Russell;

Also,

Leave of absence was granted Messrs. Berry and McIntyre, for to-day.

#### BILLS ON SECOND READING.

The bills—

H. B. 31. To authorize justices of the peace and notaries public, and ex-officio justices of the peace, on conviction, to sentence to hard labor for costs.

H. B. 39. To punish the obtaining of money or property by means of false promises;

H. B. 43. To repeal sections 3286, 3287, 3288 of the Code;

H. B. 49. To protect innocent purchasers without notice of mortgaged personal property, and to amend sections 2162 and 2170 of the Code;

H. B. 54. To amend section 2170, and to repeal section 2166 of the Code;

H. B. 62. Making defendants competent witnesses in all indictments, complaints, and other criminal proceedings;

H. B. 63. To punish the crime of taking rebates;

H. B. 65. To amend an act to amend section 2681 of the Code, approved March 1, 1881;

Were severally read the second time, and referred to the judiciary committee.

The bills—

H. B. 33. To provide for a re-registration of all claims against the fine and forfeiture fund of Clarke county;

H. B. 34. To repeal an act to better provide for the examination of county officers, county jails, records of the courts of county commissioners, and county chain-gangs, of Barbour and Coffee counties in this State, and report there-

on, approved February 26, 1881, so far as the same applies to the county of Coffee;

H. B. 44. To amend section 1 of an act, approved February 13, 1879, for the preservation of game animals and birds, in the counties therein named, so far as relates to the county of Greene;

H. B. 45. To amend the first section of an act, approved 5th day of February, 1877, to reduce the number of grand and petit jurors in Geneva county;

H. B. 47. To repeal an act to regulate the publication of legal notices in the counties of Lamar and Fayette, approved February 4, 1879;

H. B. 48. To repeal an act to abolish the office of tax collector in the counties of Baldwin, Escambia and Sanford, (now Lamar,) as to Lamar county;

H. B. 35. To repeal an act for the preservation of game animals and birds, in the counties of Lamar, Marion and Coosa, so far as the same applies to Coosa;

H. B. 64. To repeal an act for the protection of fish in Baldwin county, approved February 3d, 1881;

Were severally read the second time, and referred to the committee on local legislation.

The bills—

H. B. 37. To amend section 4325 of the Code;

H. B. 56. For the better enforcement of contracts;

Were severally read the second time, and referred to committee on agriculture.

The bills—

H. B. 32. To make justices of the peace tax assessors;

H. B. 36. To require tax assessors to discharge their official duties more faithfully, and for neglect thereof, to require the court of county commissioners to proceed against them;

H. B. 61. To fix the rate of taxation in this State;

Were severally read the second time, and referred to the committee on ways and means.

The bill—

H. B. 38. For the better protection of the State in the payment of fees for feeding prisoners;

Was read the second time and referred to Committee on Fees and Salaries.

The bills—

H. B. 40. To protect the teachers of public schools against excessive charges for license;

H. B. 41. To require applicants for license to teach in the public schools of Alabama, who hold a diploma, to be examined and to pay the same fee for license as other teachers;

Were read twice and referred to Committee on Education.

The bill—

H. B. 42. To repeal an act to require apportioners and overseers of roads in the counties of Fayette, Lamar, Marion and Cherokee, to do road service after the expiration of their terms of service as such apportioners and overseers, so far as said act relates to Fayette, Lamar and Marion, approved February 13, 1879;

Was read the second time and referred to Committee on Public Roads and Highways.

The bills—

H. B. 46. To prevent the sale, giving away or otherwise disposing of vinous, spirituous and malt liquors or intoxicating bitters, or other intoxicating beverages of whatsoever name designated, in three miles of any coaling grounds, coal mines, ore mines, factories, furnaces or rolling mills, in the county of Jefferson;

H. B. 58. To repeal an act to prohibit the sale or disposing of spirituous, vinous or malt liquors or other intoxicating beverages in the counties of Monroe, Escambia and Pickens, on and after January 1st, 1882, so far as the same relates to Pickens county;

H. B. 60. To amend section 2 of an act, approved February 28, 1881, to prohibit the sale of spirituous, vinous or malt liquors, or other intoxicating beverages in the counties of Etowah, Cherokee, DeKalb and Tallapoosa, so far as Tallapoosa is concerned;

Were read the second time and referred to the Committee on Temperance.

The bills—

H. B. 50. To repeal an act to amend section 286 of the Code;

H. B. 51. To amend section 281 of the Code;

H. B. 52. To enable electors to identify their ballots;

H. B. 53. To provide for the election of county commissioners of roads and revenues;

H. B. 55. To revise section 276 of the Code, and to repeal all laws or parts of laws in conflict with the same;

Were severally read the second time and referred to Committee on Privileges and Elections.

The bill—

H. B. 57. To regulate the punishment of criminals;

Was read the second time, and referred to committee on penitentiary and criminal administration.

The bill—

H. B. 59. To incorporate the East Alabama Mining and Manufacturing Company;

Was read the second time, and referred to committee on corporations.

#### CALL OF THE COUNTIES.

On the call of the counties bills were introduced:

By Mr. Hawkins, of Bourbon—

H. B. 66. To prevent the abandonment of contracts for advances secured in consideration of services to be performed;

By Mr. Wharton—

H. B. 67. To regulate the manner of hard labor to be performed by persons convicted of misdemeanors;

By Mr. Swan—

H. B. 68. To incorporate the Cherokee Wine Company;

By Mr. Edwards—

H. B. 69. To amend section 1 of an act to amend sections 3462 and 3464 of the Code, approved December 2, 1880;

By Mr. Thagard—

H. B. 70. To allow the sheriff of Crenshaw county the same compensation for executing process of any kind in the Justice Court, as is now allowed by law for same services in the Circuit Court;

By Mr. John—

H. B. 71. To increase the jurisdiction of justices of the peace in Dallas county;

By Mr. John—

H. B. 72. To organize the Middle Chancery Division;

By Mr. Clayton—

H. B. 73. To repeal an act entitled an act to amend section 274 of the Code;

Also,



H. B. 74. To repeal an act entitled an act to amend an act entitled an act to amend section 274 of the Code;

Also,

H. B. 75. To repeal so much of section 1 of an act entitled an act to provide for the regulation of railroad companies and persons operating railroads in this State, approved February 26, 1881, as provided for contracts for special rates for the purpose of developing any industrial resources;

By Mr. Moragne—

H. B. 76. To repeal sections 3286, 3287, and 3288 of the Code;

Also,

H. B. 77. To repeal an act entitled an act to amend section 276 of the Code, approved February 8, 1879;

Also,

H. B. 78. To repeal an act entitled an act to amend section 274 of the Code, approved March 1, 1881;

By Mr. Glover—

H. B. 79. To repeal an act entitled an act to regulate the trial of misdemeanors in Jackson county;

By Mr. Hunt—

H. B. 80. For the protection of fish in the county of Jackson;

By Mr. Hawkins, of Jefferson—

H. B. 81. To amend section 4340 of the Code;

By Mr. Simpson—

H. B. 82. To provide for the preservation of the census reports in the hands of probate judges in Alabama;

By Mr. Simpson—

H. B. 83. To amend an act entitled an act to require a person who employs, or in any way engages laborers, in the counties of Dallas, Perry, Butler, Antauga, Wilcox, Washington, Barbour, Marengo, Pike, Montgomery, Covington, Tallapoosa, Hale, Henry, Russell, Lowndes, Greene, Elmore, Macon, Talladega, Shelby, Bibb, Bullock, Lee and Tuscaloosa, for the purpose of removing said laborers from the State, to pay a license tax;

By Mr. Branch—

H. B. 84. To amend subdivision 8 of section 358 of the Code, and providing for an *ad valorem* exemption of personal property from taxation;

By Mr. Sanford—

H. B. 85. To provide for the compromise and settlement

of the railroad bond indebtedness of the counties of Chambers, Randolph, Tallapoosa, Lee and Pickens;

By Mr. Hamilton—

H. B. 86. To provide what shall be receivable in payment of county taxes in Mobile county;

By Mr. Muldon—

H. B. 87. To establish a uniform tariff of fees to be charged by justices of the peace and constables in and for the port and county of Mobile;

By Mr. Hogue—

H. B. 88. To amend section 3976 of the Code;

By Mr. Hogue—

H. B. 89. To amend section 4923 of the Code;

Also,

H. B. 90. To amend an act entitled an act to prevent in certain cases the sale, exchange and transportation of cotton, in the counties of Montgomery, Bullock, Dallas, Russell, Lowndes, Wilcox, Sumter, Autauga, and in beats numbers 1, 2, 3, 4, 5, 6, 7, 8, 9 of Hale county, and of cotton produced in said counties, approved February 1, 1879, so as to embrace Brush creek beat of Perry county in the provisions of said act;

Also,

H. B. 91. To amend an act entitled an act for the preservation of game animals and birds in Perry county, approved February 25, 1881;

Also,

H. B. 92. To amend section 4184 of the Code;

By Mr. Cowart—

H. B. 93. To define the duties of sheriffs in cases of homicide;

By Mr. Griffin—

H. B. 94. To amend section 4213 of the Code;

By Mr. Gere—

H. B. 95. To repeal an act for the preservation of game animals and birds in the county of Mobile, and other counties, approved February 2, 1877, so far as the same applies to that part of Sumter county lying south of the township line dividing townships 18 and 19;

By Mr. Browne, of Talladega—

H. B. 96. To incorporate the Mountain Mills Manufacturing and Railroad Company;

Which were severally read once, and ordered to a second reading to-morrow.

By Mr. Vines—  
 Petition from citizens of Tallapoosa county, asking for  
 repeal of prohibition law in said county;  
 Which was referred to committee on temperance.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE OFFICE,  
 Montgomery, Alabama, November 18, 1882.

*To the Senate and House of Representatives:*

I herewith transmit to you reports of the Railroad Commissioners of Alabama for the years ending June 30th, 1881, and June 30th, 1882, respectively. The report for the year ending June 30th, 1882, was made to me yesterday after the adjournment of the two houses, and as I have not had opportunity to look into the mass of statistical information it contains, or to consider the recommendations which the Commissioners make, both reports are referred to the Legislature without comment.

R. W. COBB,  
 Governor.

On motion of Mr. Langdon, the message and accompanying documents were referred to the committee on commerce and common carriers.

Mr. Shackelford offered the following resolution, which was adopted:

*Resolved*, That a committee of three members be appointed to invite the clergy of the city of Montgomery to open the daily sessions of this House with prayer.

Committee—

Messrs. Shackelford, Hall and Powell.

Mr. Griffin offered the following resolution, which was adopted:

*Resolved*, That the committee on the judiciary be and they are hereby requested and instructed to enquire into the practicability of increasing the judicial circuits and chancery divisions in this State.

•Mr. Hammond offered the following resolution, which was adopted:

WHEREAS, The question of prohibition is now agitating the people in every county in the State, and many petitions

are being presented to the Legislature asking local prohibition; therefore, be it

*Resolved*, That the committee on temperance be and they are required to take this momentous question into consideration, and report by bill or otherwise to this House the practicability and expediency of a general prohibitory law for the State of Alabama.

Mr. Powell offered resolution referring Governor's message to appropriate committees;

Which was read and adopted.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

November 18, 1882.

*Mr. Speaker:*

The Senate has originated and passed the following bill:  
S. B. 7. To fix the time of holding the circuit courts in Cleburne county;

And ordered the same to be sent to the House forthwith, without engrossment.

W. L. CLAY,  
Secretary.

The Senate bill just received was read once, and ordered to a second reading on to-morrow.

#### REPORTS FROM STANDING COMMITTEES.

Mr. John made the following report:

The Committee on Privileges and Elections report, that having considered the contest by James H. Savage, of the right of J. D. Hammond to a seat in this House, report:

That they find that the notice given by contestant was insufficient in law, and was not given within the time prescribed by the statute, and, therefore, recommend the adoption of this resolution:

*Resolved*, That J. D. Hammond is entitled to a seat in this House, as the Representative from the county of Calhoun.

All of which is respectfully submitted.

S. W. JOHN,  
Chairman.

On motion of Mr. Brown, of Talladega, the further consideration of the report was postponed and made the special order for Monday, 20th inst., 12 M.

On motion of Mr. Robinson, the House took a recess until 12 o'clock.

The House re-assembled at the hour of twelve.

#### JOINT CONVENTION.

The hour of 12 o'clock having arrived the two Houses assembled in the hall of the House to witness the opening and counting of the votes cast for Executive Officers at the last August election.

There were present of the Senate :

Messrs. President, Billups, Brewer, Brooks of Macon, Brooks of Mobile, Brown, Grant, Griffin, Hargrove, Jackson, Jones, McClellan, Mitchell, Moorman, McSpadden, Oden, Orr, Pate, Rushing, Seay, Shelby, Smith, Street, Thomas, Titeomb, Troy and Ware—27.

And of the House :

Messrs. Speaker, Aderhold, Alexander, Anderson, Armstrong, Adkinson, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Bibb, Barnett, Branch, Brewer, Brown of Tuscaloosa, Carmichael, Cochran, Cowart, Clark, Clayton, Dowling, Dunklin, Edwards, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Muldon, McAdory, McCall, Nevill, Nesmith, Porter, Powell, Purifoy, Randle, Ralsler, Reynolds of Henry, Reynolds of Talladega, Robinson, Samford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Antauga, Swan, Tatnall, Tingle, Tbagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—84.

The speaker then proceeded to open the returns of the election held on the first Monday in August, 1882, for officers of the executive department of the State, as follows:

*Vote for State Officers Elected August 7th, 1882.*

COUNTIES.	FOR GOVERNOR.		FOR SECRETARY OF STATE.		FOR TREASURER.		FOR STATE AUDITOR.		FOR ATTORNEY-GENERAL.	
	E. A. O'Neal.	J. L. Sheffield.	Ellis Phelan.	A. H. Townsend.	I. H. Vincent.	J. W. Montgomery.	J. M. Carmichael.	J. B. Shields.	H. C. Tompkins.	C. P. Lane.
Antaugh.	1291	690	1291	690	1291	690	1291	690	1291	690
Baldwin (no returns).										
Barbour.	3227	707	3225	707	3227	707	3226	707	3223	705
Bibb.	1234	201	1234	198	1234	198	1234	198	1234	198
Blount.	1660	372	1665	356	1640	360	1642	359	1654	360
Bullock.	1034	791	1034	791	1034	623	1035	791	1031	791
Butler.	1604	934	1606	934	1605	934	1606	934	1606	934
Calhoun.	2233	417	2246	401	2247	401	...	400	2247	400
Chambers.	1458	783	1470	780	1439	763	1460	780	1469	781
Cherokee.	2212	242	2219	240	2219	240	2219	239	2219	214
Chilton.	1009	158	1028	143	1028	143	1028	143	1028	143
Choctaw.	991	1075	992	1101	991	1101	991	1101	992	995
Clarke.	1217	706	1217	707	1217	707	1217	707	1217	707
Clay.	1077	255	1096	.....	1076	255	1078	255	1077	255

Cleburne.....	703	347	702	344	703	345	700	345	702	344
Coffee.....	1062	11	1064	12	1064	12	1062	12	1064	12
Colbert.....	1191	1177	1183	1184	1182	1184	1183	1183	1182	1184
Coneuh.....	1075	737	1077	737	1077	737	1077	737	1077	737
Coosa.....	1444	1031	1441	1029	1442	1029	1445	1028	1443	1029
Covington (no returns) .....										
Crenshaw.....	1779	200	1779	200	1779	200	1779	200	1779	200
Cullman.....	463	410	468	410	447	406	467	410	447	388
Dale.....	936	62	937	60	936	63	929	59	936	63
Dallas.....	4206	894	4204	898	4206	896	4210	889	4205	894
DeKalb.....			1039						1040	
Elmore.....	1369	1472	1369	1472	1369	1472		1472	1369	1472
Escambia.....	606	306	602	303	603	305	603	305	603	305
Etowah.....	1929	682	1929	680	1931	680	1930	680	1928	681
Fayette.....	832	315	826	314	823	305	823	316	817	314
Franklin.....	883	880	891	378	891	377	892	377	890	377
Geneva.....	633		632		627		629		622	
Greene.....	908	641	904	641	905	641	904	641	905	641
Hale.....	1615	4	1610	3	1618	3	1617	3	1610	
Henry.....	1081	65	1087	65	1087	65	1088	65	1088	65
Jackson.....	1618	1551	1620	1550	1620	1550	1624	1548	1620	1550
Jefferson.....	1909	1572	1857	1570	1888	1580	1900	1580	1903	1571
Lamar.....	1135	104	1132	104	1132	106	1134	106	1132	104
Lauderdale.....	1161	850	1180	860	1182	861	1181	861	1184	862
Lawrence.....	1382	1781	1383	1786	1382	1783	1383	1783	1383	1780
Lee.....	2598	1193	2599	1199	2601	1198	2599	1199	2599	1199
Limestone.....	1627	1368	1625	1370	1624	1370	1625	1371	1626	1338

*Vote for State Officers—continued.*

COUNTIES.	FOR GOVERNOR.		FOR SECRETARY OF STATE.		FOR TREASURER.		FOR STATE AUDITOR.		FOR ATTORNEY-GENERAL.	
	E. A. O'Neal.	J. L. Sheffield.	Ellis Phelan.	A. H. Townsend.	I. H. Vincent.	J. W. Montgomery.	J. M. Carmichael.	J. B. Shields.	H. C. Tompkins.	O. P. Lane.
Lowndes.....	3485	1586	3484	1586	3484	1586	3484	1586	3484	1586
Macon.....	1996	447	1996	447	1995	447	1995	447	1995	447
Madison.....	2620	3225	2625	3139	2623	3220	2624	3221	2620	3219
Marango.....	3162	309	3162	309	3162	309	3162	309	3162	309
Marion.....	1242	59	1238	53	1236	56	1233	56	1234	56
Marshall.....	1076	827	1347	519	1344	518	1348	517	1347	517
Mobile.....	1879	1509	1884	1507	1883	1507	1880	1508	1878	1512
Monroe.....	1067	659	1067	659	1067	653	1068	653	1068	659
Montgomery.....	5483	2016	5481	2615	5479	2615	5484	2614	5479	2613
Morgan.....	1312	1198	1314	1193	1313	1194	1315	1192	1317	1190
Perry.....	2012	1052	2013	1052	2013	1052	2013	1052	2013	1052
Pickens.....	2618	.....	2618	.....	2618	.....	2618	.....	2618	.....
Pike.....	2031	682	2046	685	2046	684	2047	683	2044	686
Randolph.....	740	228	740	224	738	223	740	224	740	245



*Opelousas - Philan*

Russell.....	1872	714	1873	714	1873	714	1873	714	1873	714	1870	714
Shelby.....	1499	830	1497	832	1498	831	1498	832	1498	832	1498	831
St. Clair.....	919	346	915	315	919	316	920	336	919	336	919	316
Sumter.....	1163	160	1155	.....	1155	106	1156	106	1156	106	1156	106
Talladega.....	1817	1632	1754	1633	1796	1632	1800	1631	1757	1631	1757	1631
Tallapoosa.....	2732	557	2725	557	2727	546	2717	546	2707	546	2707	546
Tuscaloosa.....	1752	535	1752	537	1751	534	1750	534	1752	534	1752	534
Walker.....	702	820	699	825	701	822	697	832	702	832	702	824
Washington.....	708	115	708	116	708	116	708	115	708	115	708	115
Wilcox.....	3085	1331	3085	1331	3085	1331	3085	1331	3084	1331	3084	1331
Winston.....	207	349	204	330	201	331	195	353	207	325	207	325
Total.....	100591	46386	113153	44798	102780	43639	100968	45053	103562	44005		

The Speaker proclaimed the result as follows:

\* FOR GOVERNOR.

Edward A. O'Neal .....	100,591
James L. Sheffield .....	46,386
James A. Sheffield .....	27
C. C. Langdon .....	2

FOR SECRETARY OF STATE.

Ellis Phelan .....	113,153
A. H. Townsend .....	44,798
Albert H. Townson .....	236
A. H. Thompson .....	37

FOR TREASURER.

Isaac H. Vincent .....	102,780
J. W. Montgomery .....	43,639
H. O. Tompkins .....	21
J. M. Carmichael .....	1,041

FOR AUDITOR.

I. H. Vincent .....	1,031
Jesse M. Carmichael .....	100,968
J. B. Shields .....	45,053
Jas. M. Carmichael .....	2,247

FOR ATTORNEY-GENERAL.

H. C. Tompkins .....	103,562
C. P. Lane .....	44,605
Paul Jones .....	20

And declared that Edward A. O'Neal, Ellis Phelan, Isaac H. Vincent, Jesse M. Carmichael, and H. O. Tompkins were duly and constitutionally elected to the offices of Governor, Secretary of State, Treasurer, Auditor, and Attorney-General, respectively, for the term prescribed by law.

The joint convention then adjourned.

By leave, Mr. Powell offered joint resolution, raising a joint committee to report joint rules for the government of the two houses;

Which was read and adopted.

Committee on the part of the House—

Messrs. Powell, Robinson and Hammond.

The Speaker laid before the House certain papers in the matter of the contest of Jay vs. J. D. Burnett, sitting member from Conecuh county;

Which were referred to the committee on privileges and elections.

On motion of Mr. Hammond, the House adjourned until Monday morning at 10 o'clock.

## SIXTH DAY.

HOUSE OF REPRESENTATIVES,

MONDAY, November 20, 1882.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Shackelford, of the House.

### ROLL CALL.

The following members answered to their names:

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Guisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Morn, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Randle, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Samford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—97.

The journal of Saturday was read and approved.

Leave of absence was granted Mr. Sanford indefinitely, on account of sickness.

Mr. Robinson, from committee on rules, offered the following report:

*Mr. Speaker:*

The committee on rules, to whom was referred the resolution "that the committees on the judiciary and ways and means be allowed to employ a clerk, with instructions to enquire and report what committees shall be allowed to employ clerks," have had the same under consideration, and beg leave to recommend the adoption of the following resolutions:

1st. That the committees on the judiciary, ways and means, and penitentiary and criminal administration, be each allowed to employ a clerk, to be elected by the committee—each clerk to receive as compensation for his services four dollars per diem.

2d. That the clerk of the judiciary committee shall be required to act as clerk for the committee on education; the clerk of the committee on ways and means shall act as clerk of the committee on temperance; and the clerk of the penitentiary and criminal administration committee shall act as clerk of the committee on local legislation.

3d. That the clerks of committees shall be required to assist the clerk of the House and the engrossing and enrolling clerks, when not engaged in the discharge of their regular duties.

All of which is respectfully submitted.

W. F. FOSTER,  
Chairman.

Which was adopted.

Also, from the same committee, Mr. Robinson made the following report, which was read and adopted:

The committee on rules beg leave to make the following report:

The committee recommend the adoption of the printed rules of the last House of Representatives for the government of this house, with the following amendments:

1st. Amend rule No. 5 so that it shall read as follows:

5. Fifteen members shall have power to send for absent members, or to move a call of the House, but no call of the

House shall be made except upon the concurrence of a majority of the members present. A majority of the members of the House shall be a quorum to transact business.

2d. Amend rule No. 16 by inserting after the words "to-wit," and before the words "to adjourn," the following: 1. "To fix the time to which the House shall adjourn," and change the numbers of the motions designated in said rule accordingly.

3d. Strike out rule No. 17.

4th. Strike out rule numbered 18.

5th. In rule No. 23 strike out the list of standing committees as printed, and insert the list heretofore ordered by the House.

6th. Add to rule 25, as printed, the following: "Every member may be required to vote on any question before the House."

7th. Before the words "all bills," in rule No. 30, place the following: "Amendments may be offered to bills on their second reading, and shall be committed with the original, but no debate shall be in order at this time, nor shall any question be put on such amendments, and".

8th. Strike out rule No. 38, as printed.

9th. Strike out rule No. 49, as printed.

10th. And the committee recommend the adoption of the following additional rule:

"When a committee has decided adversely to any bill or resolution, such action shall not be reported to the House, unless specially called for by some member."

All of which is respectfully submitted.

W. F. FOSTER,  
Chairman.

The Speaker announced the following changes in committees:

Mr. Robinson is relieved from duty on committee on accounts and claims, and Mr. Shealy is placed on said committee in his stead.

Mr. Harris from committee on corporations, and Mr. Avery substituted.

Mr. Sanford from committee on mining and manufactures, and Mr. Kimbrough substituted.

The Speaker presented communication from Mr. Woodbury, with papers, which were referred to committee on ways and means.

Mr John introduced the following resolution, which was adopted:

*Resolved*, That the Governor be requested to furnish this house, at his earliest convenience, all the information he has or can procure from any department of the State, concerning all bonds of this State that matured prior to the first day of August, 1868, and that were not extended by new bonds.

Mr. Graham offered a resolution that 200 copies of the rules of the House, as reported by the committee on rules, be printed for the use of the House;

Which was adopted.

#### BILLS ON SECOND READING.

The bills—

H. B. 71. To increase the jurisdiction of justices of the peace in Dallas county;

H. B. 69. To amend section 1 of an act to amend sections 3462 and 3464 of the Code, approved December 2, 1880;

H. B. 72. To organize the Middle Chancery Division;

H. B. 81. To amend section 4340 of the Code;

H. B. 82. To provide for the preservation of the census reports in the hands of probate judges in Alabama;

H. B. 88. To amend section 3976 of the Code;

H. B. 89. To amend section 4923 of the Code;

H. B. 92. To amend section 4184 of the Code;

H. B. 93. To define the duties of sheriffs in cases of homicide;

H. B. 94. To amend section 4213 of the Code;

S. B. 7. To fix the time of holding the circuit courts in Cleburne county;

Were severally read a second time, and referred to the judiciary committee.

The bills—

H. B. 79. To repeal an act entitled an act to regulate the trial of misdemeanors in Jackson county;

H. B. 80. For the protection of fish in the county of Jackson;

H. B. 83. To amend an act entitled an act to require a person who employs, or in any way engages laborers, in the counties of Dallas, Perry, Butler, Antaaga, Wilcox, Washington, Barbour, Marengo, Pike, Montgomery, Cov-

ington, Tallapoosa, Hale, Henry, Russell, Lowndes, Greene, Elmore, Macon, Talladega, Shelby, Bibb, Bullock, Lee and Tuscaloosa, for the purpose of removing said laborers from the State, to pay a license tax;

H. B. 90. To amend an act entitled an act to prevent in certain cases the sale, exchange and transportation of cotton, in the counties of Montgomery, Bullock, Dallas, Russell, Lowndes, Wilcox, Sumter, Antanga, and in beats numbers 1, 2, 3, 4, 5, 6, 7, 8, 9 of Hale county, and of cotton produced in said counties, approved February 1, 1879, so as to embrace Brush creek beat of Perry county in the provisions of said act;

H. B. 91. To amend an act entitled an act for the preservation of game animals and birds in Perry county, approved February 26, 1881;

H. B. 95. To repeal an act entitled an act for the preservation of game animals and birds in the county of Mobile, and other counties, approved February 2, 1877, so far as the same applies to that part of Sumter county lying south of the township line dividing townships 18 and 19;

Were severally read the second time, and referred to the committee on local legislation.

The bills—

H. B. 70. To allow the sheriff of Crenshaw county the same compensation for executing process of any kind in the Justice Court, as is now allowed by law for same services in the Circuit Court;

H. B. 87. To establish a uniform tariff of fees to be charged by justices of the peace and constables in and for the port and county of Mobile;

Were severally read the second time and referred to committee on fees and salaries.

The bills—

H. B. 68. To incorporate the Cherokee Wine Company;

H. B. 96. To incorporate the Mountain Mills Manufacturing and Railroad Company;

Were read the second time, and referred to committee on corporations.

The bills—

H. B. 66. To prevent the abandonment of contracts for advances secured in consideration of services to be performed;

H. B. 76. To repeal sections 3286, 3287, and 3288 of the Code;

Were severally read the second time, and referred to committee on agriculture.

The bill—

H. B. 84. To amend subdivision 8 of section 358 of the Code, and providing for an *ad valorem* exemption of personal property from taxation;

Was read the second time, and referred to committee on ways and means.

The bills—

H. B. 78. To repeal an act entitled an act to amend section 274 of the Code, approved March 1, 1881;

H. B. 77. To repeal an act entitled an act to amend section 276 of the Code, approved February 8, 1879;

H. B. 73. To repeal an act entitled an act to amend section 274 of the Code;

H. B. 74. To repeal an act entitled an act to amend section 274 of the Code;

Were severally read the second time, and referred to committee on privileges and elections.

The bill—

H. B. 75. To repeal so much of section 1 of an act entitled an act to provide for the regulation of railroad companies and persons operating railroads in this State, approved February 26, 1881, as provides for contracts for special rates for the purpose of developing any industrial resources;

Was read the second time and referred to the committee on commerce and common carriers.

The bill—

H. B. 67. To regulate the manner of hard labor to be performed by persons convicted of misdemeanors;

Was read the second time and referred to the committee on penitentiary and criminal administration.

The bill—

H. B. 85. To provide for the compromise and settlement of the railroad bond indebtedness of the counties of Chambers, Randolph, Tallapoosa, Lee and Pickens;

Was read the second time, and referred to the special joint committee on railroad tax.

The bill—

H. B. 86. To provide what shall be receivable in payment of county taxes in Mobile county;



Was read the second time and referred to the members from Mobile county.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
November 20, 1882.

*Mr. Speaker:*

The Senate has concurred in the House Joint Resolution, raising Joint Committee on Immigration.

Committee on part of the Senate, Messrs. Brewer and Street.

Also,

In House Joint Resolution raising joint committee on Sheriffs.

Committee on the part of the Senate, Messrs. Mitchell, Griffin and Shelley.

And has adopted the following joint resolution:

Appointing joint committee to report joint rules.

Committee on part of the Senate, Messrs. Troy, and Brooks of Mobile.

W. L. CLAY,  
Secretary.

CALL OF THE COUNTIES.

On the call of the counties bills were introduced:

By Mr. Hawkins, of Barbour—

H. B. 97. To prevent the change or mutilation of marks, brands or numbers on cotton by warehousemen or others;

By Mr. Shorter—

H. B. 98. To give landlords of storehouses a lien on the goods of their tenants for rent;

By Mr. Powell—

To amend section 8 of an act for the protection of lands and plantations from depredations from stock in Bullock county, approved Dec. 3th, 1880;

Also,

H. B. 100. To punish public drunkenness;

By Mr. Hammond—

H. B. 101. To incorporate the Greensport Manufacturing Company;

By Mr. Swan—

H. B. 102. To confer upon justices of the peace jurisdiction over all cases of petit larceny ;

By Mr. Edwards—

H. B. 103. To prohibit the hiring of convicts on public works in the county of Chilton ;

By Mr. Barnett—

H. B. 104. To amend section 1515 of the Code ;

By Mr. Thagard—

H. B. 105. To amend section 871 of the Code so as to include houses or other buildings ;

By Mr. Adkinson—

H. B. 106. To better provide for the protection of animal life against poison in the State of Alabama ;

By Mr. Hunt—

H. B. 107. For the protection of fish in the State of Alabama ;

By Mr. Hawkins, of Jefferson—

H. B. 108. To legalize and make valid the municipal election to be held in the city of Birmingham, on the 1st Tuesday of December, 1882, and a registration of voters therefor, now being made in said city, as the same has been ordered and directed to be made by the mayor and aldermen of said city, and to prescribe the residence of electors in said city, at said election ;

By Mr. McAdory—

H. B. 109. To repeal section 750 of the Code ;

By Mr. Hawkins, of Jefferson—

H. B. 110. To amend section 2678 of the Code ;

By Mr. NeSmith—

H. B. 111. To repeal an act entitled an act in relation to trials of misdemeanors in Tuscaloosa and other counties therein named, so far as Lamar county is concerned ;

By Mr. Branch—

H. B. 112. To amend sub-division 4 of section 757 of the Code to increase the jurisdiction of justices of the peace in actions brought to recover specific property ;

By Mr. Clark—

H. B. 113. To furnish notaries public with the Code, Acts and Form Book ;

Also,

H. B. 114. To secure the speedy trial of prisoners in certain cases ;

Also,

H. B. 115. To amend section 1003 of the Code, and to increase the interest on the 16th Section School Fund to 8 per cent;

Also,

H. B. 116. To amend an act entitled an act to make appropriations for the ordinary expenses of the executive, legislative and judicial departments of the State, for the interest on the public debt, and for the public schools, and increasing the public school fund one hundred thousand dollars;

By Mr. Baker—

H. B. 117. To better provide for the examination of the county officers, county jails, records of the courts of county commissioners, and county chain gang, of the various counties of this State, and report thereon;

By Mr. Kimbrongh—

H. B. 118. To make the fees of bonded constables of Macon county the same as the sheriffs, when performing the same services;

By Mr. Young, of Marion—

H. B. 119. To repeal an act for the preservation of game animals and birds in the counties of Lamar, Marion and Coosa, approved March 1, 1881, so far as the same relates to Marion county;

By Mr. May—

H. B. 120. To repeal an act approved March 4th, 1876, and to make the law of the Code applicable to the publication of legal notices in the county of Marshall;

By Mr. Muldon—

H. B. 121. To provide for the compensation of jurors in Mobile county;

By Mr. Hamilton—

H. B. 122. To prescribe the manner in which fine and forfeitures shall be paid in this State;

By Mr. Hogue—

H. B. 123. To amend sections 4295 and 4296 of the Code;

By Mr. Cowart—

H. B. 124. To better secure the enforcement of the law controlling the traffic in intoxicating liquors;

By Mr. Griffin—

H. B. 125. To amend sections 3218 and 3219 of the Code;

By Mr. Randle—

H. B. 126. To authorize the court of county commissioners of Randolph county to adjust, compromise and settle the outstanding indebtedness of said county arising from bonds issued in payment of the capital stock of railroad companies;

Also,

H. B. 127. To amend section 4650 of the Code;

By Mr. Brown, of Talladega—

H. B. 128. To regulate the payment of fines and forfeitures;

By Mr. Jones (on request)—

H. B. 129. To prevent the employment of the convicts of this State in the mines and on other public works;

By Mr. Shorter—

H. B. 130. To authorize the commissioners' court of Barbour county to establish or abolish districts in which stock may be prevented from running at large;

S. B. 44. To amend an act to amend sections 1400 and 1401 of the Code, approved March 1st, 1881;

Which bills were severally read once and ordered to a second reading on to-morrow.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

November 20, 1882.

*Mr. Speaker:*

The Senate has adopted the resolution herewith sent, appointing joint committee on rules.

Committee on part of the Senate: Messrs. Troy and Brooks, of Mobile.

W. L. CLAY,  
Secretary.

On motion of Mr. Robinson the message was laid on the table.

#### REPORT OF STANDING COMMITTEES.

Mr. John, from the Committee on Privileges and Elections, made the following report:

The Committee on Privileges and Elections, to whom

was referred the contest by Andrew Jay of the right of J. D. Burnett to a seat in this House, report:

That upon due consideration of the matter they find that the contestant failed to offer any legal evidence, whatever, to establish his right to a seat in this House, or that tended to show that J. D. Burnett was not entitled to a seat in this House, and, therefore, recommend the adoption of this resolution:

*Resolved*, That J. D. Burnett is entitled to a seat in this House, as the Representative from the county of Conecuh.

Respectfully submitted.

S. W. JOHN,  
Chairman.

Which was adopted.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
November 20, 1882.

*Mr. Speaker:*

The Senate has originated and passed the following bill, and ordered the same to be sent to the House forthwith, without engrossment:

S. B. 44. To amend an act to amend sections 1400 and 1401 of the Code, approved March 1, 1881.

W. L. CLAY,  
Secretary.

Which was read once and ordered to a second reading on to-morrow.

Mr. Hall introduced the following joint resolution, which was adopted:

*Resolved by the House of Representatives, the Senate concurring*, That a committee of three on the part of the House, and two on the part of the Senate, be appointed, On Admissions to the Bar, with instructions to confer with a committee on the part of the Alabama State Bar Association, and to report as early as possible any measures it may deem necessary to preserve the purity and to elevate the tone of the Bar of this State.

Committee on part of the House: Messrs. Hall, Hogue and Griffin

The hour of 12 M. having arrived, the special order of the contested election case of *Savage vs. Hammond* was called up, when, on motion of Mr. John, the consideration of the same was postponed and made the special order for 12 M. to-morrow.

On motion of Mr. Smith, of Dallas, the House adjourned till 10 o'clock to-morrow.

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## SEVENTH DAY.

HOUSE OF REPRESENTATIVES,

TUESDAY, November 21, 1882.

Prayer by Rev. M. S. Andrews, of Montgomery.

### ROLL CALL.

On a call of the roll, the following members answered to their names:

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Geis, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, May, Moren, Moragne, Muldon, McAdory, McIntyre, McMillan, Nevill, Porter, Powell, Purifoy, Randle, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Sanford, Scarborough, Shackleford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Antauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—93.

Mr. Tatum was granted indefinite leave of absence, on account of sickness.

The journal of yesterday was read and approved.

Mr. Hamilton offered the following resolution, which was adopted:

*Resolved*, That the doorkeeper of the House be instructed to furnish the clerk of the judiciary committee of the House with six (6) Codes, and with the Acts of the Legislature since the adoption of the Code, for the use of the judiciary committee, to be returned upon the adjournment of the General Assembly.

The Speaker announced the following changes on committees:

Messrs. Grisham and Walker, from the committee on military to the committee on accounts and claims;

Messrs. Ferrell and Hall were assigned to the committee on fees and salaries;

The following joint committee, to examine the offices of the Auditor and Treasurer—

Messrs. Muldon, Dunklin and Dowling.

#### BILLS ON SECOND READING.

The bills—

H. B. 98. To give landlords of storehouses a lien on the goods of their tenants for rent;

H. B. 102. To confer upon justices of the peace jurisdiction over all cases of petit larceny;

H. B. 104. To amend section 1515 of the Code;

H. B. 105. To amend section 871 of the Code so as to include houses or other buildings;

H. B. 121. To provide for the compensation of jurors in Mobile county;

H. B. 122. To prescribe the manner in which fines and forfeitures shall be paid in this State;

H. B. 109. To repeal section 750 of the Code;

H. B. 110. To amend section 2678 of the Code;

H. B. 111. To repeal an act entitled an act in relation to the trials of misdemeanors in Tuscaloosa, and other counties therein named, so far as Lamar county is concerned;

H. B. 112. To amend subdivision 4 of section 757 of the Code, to increase the jurisdiction of justices of the peace in actions brought to recover specific property;

H. B. 113. To furnish notaries public with the Code, Acts, and form books;

H. B. 114. To secure the speedy trial of prisoners in said cases;

H. B. 117. To provide for the examination of the county offices, county jails, records of the court of county commissioners, and county chain-gang, of the various counties of this State, and report thereon.

H. B. 123. To amend sections 4295 and 4296 of the Code;

H. B. 125. To amend sections 3218 and 3219 of the Code;

H. B. 128. To regulate the payment of fines and forfeitures;

H. B. 127. To amend section 4650 of the Code;

H. B. 124. To better secure the enforcement of the law controlling the traffic in intoxicating liquors;

Were severally read the second time, and referred to the judiciary committee.

The bills—

H. B. 106. To better provide for the protection of animal life against poison in the State of Alabama;

H. B. 119. To repeal an act for the preservation of game animals and birds in the counties of Lamar, Marion and Coosa, approved March 1, 1881, so far as the same relates to Marion county;

H. B. 120. To repeal an act, approved March 4, 1876, and to make the law of the Code applicable to the publication of legal notices in Marshall county;

H. B. 126. To authorize the court of county commissioners of Randolph county to adjust, compromise and settle the outstanding indebtedness of said county, arising from bonds issued in payment of the capital stock of railroad companies;

H. B. 130. To authorize the commissioners court of Barbour county to establish or abolish districts in which stock may be prevented from running at large;

Were severally read the second time, and referred to the committee on local legislation.

The bills—

H. B. 103. To prohibit the hiring of convicts on public works in the county of Chilton;

H. B. 129. To prevent the employment of the convicts of this State in the mines, and on other public works;

Were severally read the second time, and referred to the committee on penitentiary and criminal administration.



The bill—

H. n. 101. To incorporate the Greensport Manufacturing Company;

Was read the second time, and referred to the committee on corporations.

The bill—

H. B. 97. To prevent the change or the mutilation of marks, brands or numbers on cotton, by warehousemen or others;

Was read the second time, and referred to the committee on agriculture.

The bill—

H. B. 100. To punish public drunkenness;

Was read the second time, and referred to the committee on temperance.

The bills—

H. B. 115. To amend section 1003 of the Code, and to increase the interest on the sixteenth section school fund to 8 per cent.;

H. B. 116. To amend an act entitled an act to make appropriations for the ordinary expenses of the executive, legislative and judicial departments of the State, for interest on the public debt and for the public school, increasing the public school fund one hundred thousand dollars;

Were severally read the second time, and referred to the committee on education.

The bill—

H. B. 99. To amend section 8 of an act for the protection of lands and plantations from depredations from stock in Bullock county, approved December 8, 1880;

Was read the second time, and referred to the committee on counties and county boundaries.

The bill—

H. B. 118. To make the fees of bonded constables of Marengo county the same as the sheriff's, when performing the same service;

Was read the second time, and referred to the committee on fees and salaries.

The bill—

H. B. 108. To legalize and make valid the municipal election to be held in the city of Birmingham on the first Tuesday of December, 1882, and the registration of the voters therefor now being made in said city, as the same have been ordered and directed to be made by the mayor

and aldermen of said city, and to prescribe the residence of electors in said city at said election;

Was read the second time, and referred to a special committee on that subject.

The bill—

S. B. 44. To amend an act to amend sections 1400 and 1401 of the Code, approved March 1st, 1881;

Was read the second time, and referred to the committee on local legislation.

Mr. Hawkins moved the appointment of a special committee, to consider the Birmingham city election bill, with leave to report at any time, which was adopted, and the Speaker appointed the following as the committee:

Messrs. Hawkins of Jefferson, Aderholt and Simpson.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

November 21, 1882.

*Mr. Speaker:*

The following committee has been appointed, on part of Senate, to examine offices of Auditor and Treasurer, viz:

Messrs. Luckie, Davidson and Gardner.

W. L. CLAY,  
Secretary.

Mr. Hamilton, from the special joint committee, made the following report, which was adopted:

*Mr. Speaker:*

The joint committee of the two houses of the General Assembly, to which was referred a joint resolution to ascertain and report what bills are local and special that will require notice as required by the Constitution, beg leave to report that they have had the same under consideration. They find the subject was considered and reported upon by a joint committee of the two houses at the session of 1878-9, and their report was adopted. It will be found on page 100 of the House journal of that session.

The report of that committee was approved by a special committee, at the session of 1880-1, and their report

adopted by the General Assembly, as appears by the journal of that session, page 80.

Your committee respectfully recommend that the present General Assembly adopt for its guide on this subject, the rule heretofore thus adopted and acted upon, viz: that to make a statute a public law of general obligation, it is not necessary that it should be equally applicable to all parts of the State. All that is required is, that it shall apply to all persons within the territorial limits to be affected thereby, and general in its application to the class or locality, and that bills affecting individuals and private corporations be considered as local or special bills, and require notice as provided for in the Constitution of the State of Alabama, Article IV, section 24.

But this rule as to notice shall not apply to bills relating to public or educational institutions, nor to industrial, mining, immigration or manufacturing corporations or interests, or corporations for constructing canals, or improving navigable rivers and harbors of this State.

All of which is respectfully submitted, and your committee ask to be discharged from the further consideration of the matter.

P. HAMILTON,  
Chairman.  
MAC. A. SMITH,  
THOS. B. NESMITH,  
House Committee.  
D. S. TROY,  
A. C. HARGROVE,  
Senate Committee.

November 20, 1882.

#### CALL OF THE COUNTIES.

On the call of the counties bills were introduced:

By Mr. Powell—

H. B. 131. To amend section 1545 of the Code;

By Mr. Dunklin (with petition)—

H. B. 132. To repeal an act entitled an act to prohibit the sale, giving or otherwise disposing of spirituous, vinous or malt liquors or intoxicating bitters in Manningham beat, in Butler county, and other localities therein named, approved February 28, 1881;

By Mr. Hammond—

H. B. 133. For the relief of Jas. B. Farmer, sheriff of Calhoun county;

By Mr. Swan—

H. B. 134. To limit the amount of spirits prescribed by physicians in their practicing in counties where prohibition exists;

By Mr. Edwards—

H. B. 135. To amend sub-division 10 of section 362 of the Code;

By Mr. McCall—

H. B. 136. To provide for the bringing of suits in the Circuit Court in which the clerk thereof is a party or interested therein;

By Mr. Grant—

H. B. 137. To amend an act to fix the time and places of holding the Chancery Court in the Southern Chancery Division, approved February 13, 1879;

By Mr. Watlington—

H. B. 138. To amend section 824 of the Code, relating to the fees of tax assessors;

Also,

H. B. 139. To repeal an act entitled an act to amend section 1544 of the Code, approved March 1, 1881, relating to a recommendation necessary to obtain license, so far as the county of Cullman is concerned;

By Mr. Dowling—

H. B. 140. To provide for summary judgments against judges of probate and tax collectors;

Also,

H. B. 141. For the relief of Richard A. Ramsey, ex-sheriff of Dale county;

By Mr. Berry—

H. B. 142. To repeal an act entitled an act to prohibit the sale or disposing of spirituous, vinous or malt liquors or other intoxicating beverages, in the counties of Monroe, Escambia and Pickens, on and after January 1, 1882, approved February 23, 1881, so far as the same relates to Escambia county;

By Mr. Clayton—

H. B. 143. To amend Art. 10 of the Constitution of the State of Alabama;

By Mr. Avent—

H. B. 144. To provide for the improvement of water streams in the State of Alabama;

By Mr. Sanford—

H. B. 145. To repeal an act approved March 18, 1875, to consolidate the offices of sheriff and tax collector of the county of Fayette;

By Mr. Hunt—

H. B. 146. To protect fish in the State of Alabama;

By Mr. McAdory—

H. B. 147. To amend section 3971 of the Code;

By Mr. Hawkins, of Jefferson—

H. B. 148. To render competent as witnesses, in the courts of this State, certain persons;

Also,

H. B. 149. To require hirers or lessees of convicts to keep them confined;

By Mr. Kimbrough—

H. B. 150. Requiring justices of the peace to be examined by commissioners court and get certificate of qualification before receiving his commission and giving bond;

By Mr. Muldon—

H. B. 151. For the relief of Elisha B. Lott and his securities as tax collector of Mobile county;

Also,

H. B. 152. To authorize the Governor to appoint commissioners to examine the revenue laws of the several States and to report a revenue system to the next General Assembly;

Also,

H. B. 153. To prevent the taking and catching of oysters within the waters of this State by persons who are not residents of the State, and to provide penalty for violations of this act and proceedings to enforce the same;

Also,

H. B. 154. To regulate the buying and selling of oysters in the shell by measure;

By Mr. Shackelford—

H. B. 155. To prohibit the running of excursion and freight trains or cars on the Sabbath day;

By Mr. Graham—

H. B. 156. To amend sections 4218 of the Code;

Also,

H. B. 157. To punish the crime of dog stealing;

Also,

H. B. 158. To extend the jurisdiction of justices of the

peace and notaries public with powers of justices of the peace;

By Mr. Hogue—

H. B. 159. To increase the jurisdiction of justices of the peace in Perry county;

By Mr. Randle—

H. B. 160. To amend section 3636 of the Code;

By Mr. Aderholt—

H. B. 161. To regulate the fine and forfeiture fund of St. Clair county;

By Mr. Nevill—

H. B. 162. To repeal section 4 of an act approved February 1, 1879, to prevent in certain cases the sale, exchange and transportation of cotton in the counties of Montgomery, Bullock, Dallas, Russell, Lowndes, Wilcox, Sumter, Autauga, and in beat 1, 2, 3, 4, 5, 6, 7, 8, 9 and 12, of Hale county, and of cotton produced in said counties, so far as the same relates to Sumter county;

By Mr. Brown, of Tuscaloosa—

H. B. 163. To make appropriations for the benefit of sheriffs of this State;

By Mr. Sanford—

H. B. 164. To amend section 2945 of the Code;

By Mr. Burnett—

H. B. 165. To amend section 3317 of the Code;

Which bills were severally read once and ordered to a second reading on to-morrow.

Mr. Griffin offered the following resolution, which was adopted:

*Resolved*, That the several chairmen of the several committees of this house are requested and directed to confer together as early as practicable, and so arrange among themselves the times and places at which the said committees shall respectively hold their sittings, in order that the meetings of the several committees shall not conflict with each other in the proper discharge of their several duties.

Mr. Reynolds, of Talladega, offered the following resolution, which was adopted:

*Resolved*, That the committee on public roads and highways be instructed to enquire into the feasibility of changing the present system of working the public roads in the State of Alabama, and report by bill or otherwise.

Mr. Jones presented a petition from citizens of Talla-

poosa county, which was referred to the committee on temperance.

Mr. Moren offered the following resolution, which was adopted:

*Resolved*, That the judiciary committee be and is hereby required to enquire into the expediency of so amending the statute against using abusive language near dwellings, as to prohibit indictments, unless on complaint of some member of the family.

#### REPORTS FROM STANDING COMMITTEES.

Mr. Hamilton, from the judiciary committee, submitted the following:

*Resolved*, That the number of judicial circuits in this State be increased from eight, to ten circuits, and that a committee, to consist of one member from each of the existing circuits, be appointed by the Speaker to re-arrange the circuits, so that hereafter the State shall be divided into ten judicial circuits.

Respectfully submitted,

P. HAMILTON,  
Chairman.

November 21, 1882.

On motion of Mr. Shackelford, the consideration of the report was postponed to 12 M. to-morrow.

#### SPECIAL ORDER.

The hour of 12 M. having arrived, the special order—the contested election case of Savage vs. Hammond—being taken up—

On motion of Mr. John, its further consideration was postponed, and made the special order for 11 A. M. to-morrow.

Mr. Hamilton, from the judiciary committee, reported favorably to the bill—

H. B. 3. To confer upon notaries public and ex-officio justices of the peace, similar powers to those possessed by justices of the peace to issue attachments returnable to the circuit courts;

The bill was ordered to a third reading forthwith.

Read the third time, and passed—yeas 92, nays 1.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Gorce, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Porter, Powell, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Antanga, Swan, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—92.

Mr. John voted nay.

Also, from the same committee, reported favorably—

H. B. 21. To amend section 3025 of the Code.

The bill was ordered to a third reading forthwith;

Read the third time, and passed—yeas 91, nays 2.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Gorce, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Porter, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Antanga, Swan, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—91.

Nays—Messrs. Clayton and Moragne—2.

Also, from the same committee, reported back

H. B. 4. To amend section 1630 of the Code;



And asked its reference to the committee on public roads and highways;

So ordered.

Mr. Hawkins, from the committee on agriculture, reported substitute for

H. B. 37. To amend section 4325 of the Code;

Mr. John offered an amendment to the bill; and

On motion of Mr. Hamilton, the bill and amendments were recommitted to the committee on agriculture.

Mr. Purifoy, from the committee on public roads and highways, reported favorably to the bill—

H. B. 13. To repeal an act entitled an act to amend the road law of Dale county, approved February 9th, 1852, and to provide for the payment of the judge of probate and other officers for road service in said county of Dale;

The bill was ordered to a third reading forthwith;

Read the third time, and passed—yeas 89, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Cochran, Cowart, Clark, Clayton, Dowling, Dunklin, Edwards, Ferrell, Garrett, Gere, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Marague, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Porter, Purifoy, Raiser, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Sanford, Searborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Antauga, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—89.

Nays 0.

The bill was ordered forthwith to the Senate, without engrossment.

Also, from the same committee, reported favorably to the bill—

H. B. 42. To repeal an act entitled an act to require apportioners and overseers of roads in the counties of Fayette, Lamar, Marion and Cherokee, to do road service after the expiration of their terms of service as such apportion-

ers and overseers, so far as said act relates to Fayette, Lamar and Marion, approved February 13, 1879.

On motion of Mr. Aderholt, St. Clair county was included in the bill;

On motion of Mr. Swan, Cherokee county was included in the bill;

The bill, as amended, was ordered to a third reading forthwith, read the third time and passed—yeas 90, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Bihi, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Antauga, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens. 90.

Mr. Hamilton, from the special committee, composed of the Mobile delegation, reported favorably to

H. R. 86. To provide what shall be receivable in payment of county taxes in Mobile county;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 90, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Broyles, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Porter, Purifoy, Raisler, Rey-

nolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Antauga, Swan, Sanford, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—90.

On motion of Mr. Armstrong, the House adjourned till to-morrow morning 10 o'clock.

## EIGHTH DAY.

### HOUSE OF REPRESENTATIVES,

WEDNESDAY, November 22, 1882.

Prayer by Rev. M. S. Andrews, of Montgomery.

### CALL OF THE ROLL.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowl-  
ing, Dunkling, Edwards, Ferrell, Fuller, Garrett, Gere, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, John, Jones, Kendrick, Kimbrough, Lang, May, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Puriloy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Antauga, Swan, Sanford, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—93.

The journal of yesterday was read and approved.

Leave of absence was granted Mr. Hall.

## BILLS ON SECOND READING.

The bills—

H. B. 146. To protect fish in the State of Alabama;

H. B. 143. To amend Art. 10 of the Constitution of the State of Alabama;

H. B. 165. To amend section 3317 of the Code;

H. B. 164. To amend section 2945 of the Code;

H. B. 159. To increase the jurisdiction of justices of the peace in Perry county;

H. B. 158. To extend the jurisdiction of justices of the peace and notaries public with powers of justices of the peace;

H. B. 157. To punish the crime of dog stealing;

H. B. 156. To amend section 4218 of the Code;

H. B. 137. To amend an act to fix the time and places of holding the Chancery Courts in the Southern Chancery Division, approved February 13, 1879;

H. B. 136. To provide for the bringing of suits in the Circuit Court in which the clerk thereof is a party or interested therein;

H. B. 150. Requiring justices of the peace to be examined by Commissioners Court and get certificates of qualification before receiving their commissions and giving bond;

H. B. 148. To render competent as witnesses in the courts of this State certain persons;

Were severally read the second time, and referred to the committee on judiciary.

The bills—

H. B. 132. To repeal an act entitled an act to prohibit the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters in Manningham beat, in Butler county, and other localities therein named, approved February 28, 1881;

H. B. 134. To limit the amount of spirits prescribed by physicians in their practices in counties where prohibition exists;

H. B. 139. To repeal an act entitled an act to amend section 1544 of the Code, approved March 1, 1881, relating to recommendation necessary to obtain license, so far as the county of Cullman is concerned;

H. B. 131. To amend section 1545 of the Code;

H. B. 142. To repeal an act entitled an act to prohibit

the sale or disposing of spirituous, vinous or malt liquors, or other intoxicating beverages in the counties of Monroe, Escambia and Pickens, on and after January 1, 1882, approved February 23, 1881, so far as the same relates to Escambia county;

Were read severally the second time and referred to the temperance committee.

The bills—

H. B. 145. To repeal an act approved March 18, 1875, to consolidate the offices of sheriff and tax collector in the county of Fayette;

H. B. 154. To regulate the buying and selling of oysters in the shell by measure;

H. B. 162. To repeal section 4 of an act approved February 1, 1879, to prevent in certain cases the sale, exchange and transportation of cotton in the counties of Montgomery, Bullock, Dallas, Russell, Lowndes, Wilcox, Sumter, Autauga, and in beats 1, 2, 3, 4, 5, 6, 7, 8, 9 and 12 of Hale, and of cotton produced in said county, so far as the same relates to Sumter county;

H. B. 153. To prevent the taking and catching of oysters within the waters of this State by persons who are not residents of the State, and to provide penalties for violations of this act, and proceedings to enforce the same;

Were severally read the second time and referred to the committee on local legislation.

The bills—

H. B. 161. To regulate the fine and forfeiture fund of St. Clair county;

H. B. 160. To amend section 3636 of the Code;

H. B. 138. To amend section 824 of the Code, relating to fees of tax assessors;

Were severally read the second time and referred to the committee on fees and salaries.

The bill—

H. B. 135. To amend sub-division 10 of section 362 of the Code;

Was read the second time and referred to the committee on corporations.

The bill—

H. B. 155. To prohibit the running of excursion and freight trains or cars on the Sabbath day;

Was read the second time and referred to the committee on commerce and common carriers.

The bill—

H. B. 147. To amend section 3971 of the Code;

Was read the second time and referred to the committee on public printing.

The bill—

H. B. 144. To provide for the improvement of waters and streams in the State of Alabama;

Was read the second time and referred to the committee on public roads and highways.

The bill—

H. B. 149. To require hirers or lessees of convicts to keep them confined;

Was read the second time and referred to committee on penitentiary and criminal administration.

The bill—

H. B. 141. For the relief of Richard A. Ramsey, ex-sheriff of Dale county;

Was read the second time and referred to the committee on accounts and claims.

The bills—

H. B. 140. To provide for summary judgments against the judges of probate and tax collectors;

H. B. 151. For the relief of Elisha B. Lott and his securities, as tax collector of Mobile county;

H. B. 152. To authorize the Governor to appoint commissioners to examine the revenue laws of the several States and report a revenue system to the next General Assembly;

Were severally read the second time and referred to the committee on ways and means.

The bills—

H. B. 133. For the relief of James B. Farmer, sheriff of Calhoun county;

H. B. 163. To make an appropriation for the benefit of the sheriffs of this State;

Were severally read a second time and referred to the committee on appropriations.

On motion of Mr. Brown, of Tuscaloosa, the committee on appropriations were instructed to report on House bill 163 to-morrow, immediately after the reading of the journal.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

November 22, 1882.

*Mr. Speaker:*

The Senate has originated and passed the following bills:

s. B. 18. To repeal section 3656 of the Code;

s. B. 26. To amend sections 1803 and 1804 of the Code;

s. B. 30. To amend section 3218 of the Code.

W. L. CLAY,

Secretary.

The Senate bills just received s. B. 18, s. B. 26, s. B. 30, were severally read once and ordered to a second reading on to-morrow.

## SPECIAL ORDER.

The hour of 11 a. m. having arrived, the special order, the contested election case of Savage vs. Hammond was taken up, and on motion of Mr. John its further consideration was postponed and made the special order for 11 a. m. to-morrow.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

November 22, 1882.

*Mr. Speaker:*

The Senate has concurred in the House joint resolution raising a committee on the state of the bar and admissions to the bar.

Committee on the part of the Senate, Messrs. Seay and Troy.

The Senate has also concurred in the report of the joint committee to which was referred the determination of what bills are local and special.

W. L. CLAY,

Secretary.

## CALL OF THE COUNTIES.

On the call of the counties, bills were introduced:

By Mr. Wharton—

H. B. 166. To amend section 439 and 466 of the Code;

By Mr. Hammond—

H. B. 167. To amend section 1 of an act to prohibit the sale or giving away of spirituous liquors within five miles of Sulphur Springs Church, Canebrake Church, Oak Bowery Church, Mount Zion Church and Hebron Church, in Calhoun county, and Blue Eyes Church, Refuge Church, Patton's Chapel Church, Bethel Church, Forest Hill Church, and the Colored People's Church, near Forest Hill, in Taladega county;

By Mr. McCall—

H. B. 168. To regulate the distribution of the separate estate of married women who die intestate;

By Mr. Burnett—

H. B. 169. To appropriate fifty per cent. of the State tax of Conecuh county for the tax year 1882, to aid in the erection of a jail in said county;

By Mr. Dowling—

H. B. 170. To provide for an election by the legal electors of Dale county, on the question of prohibition or no prohibition of the making or selling, or otherwise disposing of any spirituous or malt liquors, or intoxicating bitters of any kind, in any quantity, within Dale county, the same being prohibited by an act entitled an act to prohibit the making, selling or otherwise disposing of spirituous or malt liquors, or intoxicating bitters of any kind, in any quantity, within the counties of Dale and Henry, approved February 26, 1881, except as provided in said act;

By Mr. John—

H. B. 171. To enable mortgagees and beneficiaries to protect their interests by purchasing at sales under powers in mortgages and deeds of trust;

Also,

H. B. 172. To prohibit the sale of liquors in Dallas county, except in Selma;

By Mr. Berry—

H. B. 173. To amend sections 2, 7, 38, 39, 40, 45, 46, 47, 48, 49, 50, 51 and 54 of the charter of the city of Selma, approved February 12, 1879;

By Mr. Avent—



H. B. 174. To allow the qualified voters of Escambia county to locate the county site ;

By Mr. Sanford---

H. B. 175. To repeal an act approved February 8, 1877, regulating the fine and forfeiture funds of Bibb, Fayette, Marion and Blount, so far as the same relates to the county of Fayette ;

By Mr. Hawkins, of Jefferson---

H. B. 176. To amend an act entitled an act to amend section 4205 of the Code ;

By Mr. Raisler---

H. B. 177. To repeal an act entitled an act to prohibit the manufacture or other disposition of vinous, spirituous, malt or other intoxicating liquors within the counties of Limestone and Clark in this State, so far as it relates to the county of Limestone ;

By Mr. Baker (accompanied by petition)---

H. B. 178. To relieve operatives in cotton factories and machine shops from public road duty, upon certain conditions ;

By Mr. Sanford---

H. B. 179. To amend section 2166 of the Code ;

Also,

H. B. 180. To amend an act entitled an act to amend section 3524 of the Code, approved January 17, 1879 ;

By Mr. Haden---

H. B. 181. To regulate the trials of misdemeanors in Madison county ;

Also,

H. B. 182. To repeal an act to further regulate the trials of misdemeanors in Madison county ;

By Mr. Kimbrough---

H. B. 183. To increase the criminal jurisdiction of justices of the peace in Marengo county ;

By Mr. Muldow---

H. B. 184. To amend an act entitled an act to require banks, bankers, insurance companies and others engaged in the business of lending money, to give receipts for collaterals, approved February 12, 1879 ;

By Mr. Langdon---

H. B. 185. To repeal section 6 of an act entitled an act to provide for the regulation of railroad companies and persons operating railroads in this State, approved February 26, 1881 ;

Also,

H. B. 186. To amend section 24 of an act entitled an act to provide for the regulation of railroad companies and persons operating railroads in this State, approved February 26, 1881;

Also,

H. B. 187. To amend section 15 of an act to provide for the regulation of railroad companies and persons operating railroads in this State, approved February 26, 1881;

Also,

H. B. 188. To repeal sections 5 and 33 of an act entitled an act to provide for the regulation of railroad companies and persons operating railroads in this State, approved February 26, 1881;

Also,

H. B. 189. To repeal section 26 of an act entitled an act to provide for the regulation of rail road companies and persons operating railroads in this State, approved February 26, 1881;

Also,

H. B. 190. To authorize the Railroad Commission of Alabama to prepare and recommend joint local freight rates to be used upon two or more railroads in this State, when such railroads are operated or their operations controlled by one or more railroad companies or by a system of railroad companies or persons;

Also,

H. B. 191. To authorize and empower the Railroad Commission of Alabama, or either of said commissioners, to administer oaths and examine witnesses under oath in any proceeding pending before said commission or any commissioner;

Also,

H. B. 192. To require railroad companies and persons operating any railroad in this State to make monthly reports to the Railroad Commission of Alabama of the receipts and expenditures of said railroad company made upon or received from said railroad;

Also,

S. B. 193. To require railroad companies, and persons operating any railroad in this State, to keep such books of account, and to clearly, correctly and distinctly set forth and show the earnings, receipts and expenditures of said railroad;

Also,

H. B. 194. To provide that any determination of any matter by the Railroad Commission of Alabama in the course of proceedings before said commission, relating to the regulation or supervision of railroad companies, or persons operating any railroads in this State, and coming within the jurisdiction of said commission, on proof of the fact of such determination so made by the said commission, shall be received in all courts, or other proceedings at law, or in equity, or before any officer, as *prima facie* that such determination of such matter by the said commission was right and proper;

Also,

H. B. 195. To authorize the Governor to purchase and distribute, at the expense of the State, six hundred copies of Berney's Handbook of Alabama, and to make an appropriation therefor;

By Mr. Graham—

H. B. 196. To amend sub-division six of section 702 of the Code;

By Mr. Orme—

H. B. 197. To relieve Charles R. Long, of Montgomery county, of the disabilities of non-age.

Also,

H. B. 198. To amend an act entitled an act to prohibit the sale of liquor within four miles of Mt. Zion, New Lebanon, Providence, and Fair Prospect churches, in Montgomery county, approved March 9th, 1871;

By Mr. McIntyre—

H. B. 199. To repeal section 2 of an act entitled an act to regulate the duties and compensation of the board of revenue of Montgomery county, approved February 12, 1881.

Also,

H. B. 200. To amend section 4455 of the Code;

By Mr. Cowart—

H. B. 201. To amend an act to amend section 1544 of the Code, so far as the same relates to the counties of Pike, Butler and Coffee;

By Mr. Griffin—

H. B. 202. For the protection of game in the county of Pike;

By Mr. Browne, of Talladega—

H. B. 203. To amend section 4409 of the Code;

By Mr. Brown, of Tuscaloosa—

H. B. 204. To prevent the sale of liquor within five miles of Hailor Springs Baptist church, in Tuscaloosa county;

By Mr. Ingle—

H. B. 205. To prohibit the sale and giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters, within three miles of Godfrey High School, in Winston county;

By Mr. Branch—

H. B. 206. To amend section 4353 of the Code, permitting persons charged with a violation thereof to make a statement in their own behalf;

By Mr. Hawkins of Jefferson—

H. B. 207. To amend section 4836 of the Code;

By Mr. Berry—

H. B. 208. To amend section 359 of the Code;

Which were severally read once, and ordered to a second reading on to-morrow.

Mr. Samford introduced the following joint resolution:

*Resolved.* That a joint committee of three, to consist of two on the part of the House and one on the part of the Senate, be appointed to visit the penitentiary and convict camps during the recess of the Legislature;

Which was referred to the committee on penitentiary and criminal administration.

Mr. Jones presented a petition from citizens of Tallapoosa county;

Which was referred to the committee on temperance.

Mr. Powell, from the joint committee on rules, submitted the following report, which was adopted:

The joint committee to prepare joint rules for the two houses of the General Assembly, beg leave to report that they recommend the adoption of the joint rules of the last session, and two additional rules, to be designated as rules 4 and 5—all of which rules are herewith submitted; and your committee ask to be discharged from the further consideration of the subject.

D. S. TROY,  
LESLIE E. BROOKS,  
Committee of Senate.  
R. H. POWELL,  
J. D. HAMMOND,  
J. J. ROBINSON,  
Committee of House.

The rules reported by said committee, are as follows:

JOINT RULES OF THE TWO HOUSES OF THE GENERAL ASSEMBLY OF ALABAMA.

1. Upon the reception of a message from either house notifying the other of the originating and passing of bills, the secretary or clerk, as the case may be, shall immediately after the message is read, proceed to read the bills by their titles, unless the reading be called for by some member, in which event the bill shall be read at length, and it shall be ordered forthwith to a second reading. The House or Senate, as the case may be, shall then proceed with the business upon which it was engaged when the message was received.

2. When House or Senate bills are signed by the Speaker or President of the Senate, thereupon the clerk or secretary, as the case may be, shall notify the other house, and request the signature of the presiding officer to the same; and as soon as the message is read, the presiding officer shall immediately sign the bills in the presence of House or Senate as prescribed by the Constitution.

3. That no local or special bill shall be introduced into either house unless the member who introduces it discloses at the time the fact that the notice required by the Constitution and laws has been given, and submits the proof thereof with the bill.

4. Bills affecting individuals or private corporations are local or special bills within the meaning of the preceding rule 3, but said rule does not apply to bills relating to public or educational institutions of or in this State, or to industrial, mining, immigration, or manufacturing corporations or interests, or to corporations for constructing canals, or improving navigable rivers and harbors of this State; nor to bills which apply to all persons within the territorial limits to be affected thereby, and general in their application to the class or locality.

5. All bills for amendment to any section or part of the Code, in which the subject matter is stated in the title by reference to the section or other subdivision of the Code, must contain on the back of the bill, immediately below the title, a brief statement of the general subject to which such section or subdivision relates.

## REPORT OF STANDING COMMITTEES.

Mr. Hamilton, from the judiciary committee, reported favorably to—

S. B. 7. To fix the time of holding the Circuit Court in Cleburne county;

The bill was ordered to a third reading forthwith;

Read the third time, and passed; yeas 84, nays 0.

Yeas—Messrs. Aderholt, Alexander, Anderson, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carinichael, Cochran, Cowart, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, John, Jones, Kendrick, Kimbrough, Langdon, May, Moragne, Moren, McAdory, Melutye, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Russell, Sanford, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Antauga, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Wharton, Whitt, Young of Marion, Young of Pickens—84.

Nays 0.

The hour of 12 M. having arrived, the special order, the report of the judiciary committee recommending an increase of the judicial circuits, was taken up, when—

On motion of Mr. Brown, of Tuscaloosa, its further consideration was postponed, and made the special order for 12 M. Monday next.

Mr. Hamilton, from the judiciary committee, reported back the bill—

H. B. 6. To fix the time for holding the Circuit Court of Cleburne county;

And recommended that the bill be tabled; which was adopted.

Also, from the same committee, reported favorably to the bill—

H. B. 39. To punish the obtaining of money or property by means of false promises;

The bill was ordered to a third reading forthwith, read a third time, and passed—yeas 82, nays 15.

Yeas—Messrs. Speaker, Aderholt, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Graham, Grant, Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Meldon, McAdory, McIntyre, McCall, McMillan, Nevill, Orme, Powell, Puriloy, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Samford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatum, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Willett, Whitt, Young of Pickens—82.

Nays—Messrs. Alexander, Bibb, Clayton, Glover, Griffin, Haden, Moragne, Nesmith, Porter, Raisler, Tingle, Underwood of Colbert, Williams, Wharton, Young of Marion—15.

Also, from the same committee, reported favorably to the bill—

H. B. 31. To authorize justices of the peace and notaries public and ex-officio justices of the peace, on conviction, to sentence to hard labor for costs;

Which, on motion of Mr. Samford, was re-committed to the committee on penitentiary and criminal administration.

Also, from the same committee, reported a substitute to the bill—

H. B. 62. Making defendants competent witnesses in all indictments, complaints and other criminal proceedings;

Which was adopted.

Mr. Brown, of Tuscaloosa, offered the following amendment, which was lost:

Add to 2d section: *Provided*, That such statement, if made, shall be made before any witnesses for the defense are examined and such statement shall not be made in the presence of defendant's witnesses.

Mr. Hogue offered the following amendment, which was lost:

That whenever a defendant makes a statement under this statute the State may introduce evidence tending to show the bad character of the defendant;

The bill was ordered to a third reading forthwith; read the third time and passed—yeas 78, nays 16.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Ferrell, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Harris, Hunt, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orne, Powell, Purifoy, Raisler, Reynolds of Henry, Robinson, Russell, Sanford, Scarborough, Shealy, Shorter, Simpson, Smith of Antanga, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Young of Pickens—78.

Nays—Messrs. Armstrong, Brown of Talladega, Brown of Tuscaloosa, Edwards, Fuller, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Ingle, John, Reynolds of Talladega, Shackelford, Smith of Dallas, Swan, Whitt, Young of Marion—16.

Mr. Hawkins, of Jefferson, from a special committee reported favorably to the bill—

H. B. 108. To legalize and make valid the municipal election to be held in the city of Birmingham on the 1st Tuesday of December, 1882, and the registration of voters therefor now being made in said city as the same has been ordered and directed to be made by the mayor and aldermen of said city, and to prescribe the residence of electors in said city at said election;

The bill was ordered to a third reading forthwith, read the third time and passed.—yeas 93, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Glover, Graham, Grant, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, May, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orne, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Scarbo-



rough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Antanga, Swan, Sanford, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—93.

Mr. Simpson, from the committee on corporations, reported favorably to the bill—

H. R. 18. To amend an act entitled an act to incorporate the Florence Synodical Female College;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 88, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Bibb, Branch, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Dowling, Dunklin, Edwards, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, Moren, Monague, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raiser, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Antanga, Swan, Sanford, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—88.

Mr. Beck, of Wilcox, from the committee on local legislation, reported favorably to the bill—

S. B. 44. To amend an act entitled an act to amend sections 1400 and 1401 of the Code, approved March 1, 1881;

The bill was ordered to a third reading forthwith, read the third time and passed—yeas 83, nays 0.

Yeas—Messrs. Speaker, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Wilcox, Berry, Bibb, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Cochran, Cowart, Clark, Clayton, Dowling, Dunklin, Edwards, Fuller, Garrett, Gere, Glover, Graham, Grant, Griffin, Grisham, Hamilton, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Langdon, Moren, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy,

Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Sanford, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens.—83.

Also, from the same committee, reported favorably to the bill—

H. B. 5. To increase the fees of the constables of Barbour county;

The bill was so amended as to include the counties of Jefferson, Calhoun, Wilcox, Talladega, Greene, Dallas, Dale, Butler, Autauga, Hale, Jackson, Pike, Limestone, Sumter, Shelby, Perry, Cullman, Geneva, Franklin, Colbert, Russell, Lowndes, St. Clair, Chambers, Marshall, Blount, Lawrence, Madison, Coffee and Tallapoosa.

Mr. Alexander moved to recommit the bill to the judiciary committee which was lost.

Mr. Griffin moved to strike out part of section one giving justices of the peace power to order money to be paid out of proceeds of the sale, which was lost.

The bill was ordered to a third reading forthwith.

Upon motion of Mr. Branch the vote ordering the bill to a third reading forthwith was reconsidered.

Pending further consideration of the bill—

Upon motion of Mr. John the House adjourned until 10 o'clock to-morrow.

## NINTH DAY.

### HOUSE OF REPRESENTATIVES,

THURSDAY, November 23, 1882.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Murray, of Montgomery.

Mr. S. A. M. Wood, member-elect from Tuskaloosa county, came forward, enrolled his name, and was duly qualified as a member of the House.

## ROLL CALL.

Upon the call of the roll, the following members answered to their names:

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Baker, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, May, Moren, Moragne, Muldon, McAdory, Melntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raiser, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Samford, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Whitt, Young of Mariou, Young of Pickens—92.

The journal of yesterday was read and approved.

Mr. Randle was granted leave of absence, on account of sickness.

Mr. Muldon offered a joint resolution, providing that the inauguration of Governor-elect O'Neal take place on the first day of December, and that a joint committee, consisting of three from the House and two from the Senate, be appointed to make proper arrangements therefor;

Which was adopted.

Committee on part of the House—

Messrs. Muldon, Graham and Simpson.

Mr. Muldon, from the committee on appropriations, reported favorably to the bill—

H. B. 163. To make appropriations for the benefit of sheriffs of this State;

The bill was ordered to a third reading forthwith; read the third time, and passed—yeas 92, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Baker, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Gar-

rett, Gere, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, May, Moren, Morague, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Antauga, Swau, Tatnm, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Whitt, Young of Marion, Young of Pickens—92.

The bill was ordered to the Senate forthwith, without engrossment.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

November 23, 1882.

*Mr. Speaker :*

The Senate has originated and passed the following bills:

S. B. 27. To amend section 1679 of the Code;

S. B. 9. To repeal an act to prevent the destruction of fish in the rivers and creeks in Bullock county, Alabama, approved December 3, 1880;

S. B. 12. To prohibit the sale, bartering or giving away of spirituous, vinous or malt liquors, in the town of Glennville, in Russell county, Alabama, or within five miles of the Methodist Episcopal Church, South, in said town.

W. L. CLAY,

Secretary.

The bills just received—S. B. 27, S. B. 9, S. B. 12—were severally read the first time, and ordered to a second reading on to-morrow.

#### SPECIAL ORDER.

The hour of 11 A. M. having arrived, the report of the committee on privileges and elections, on the contest of Savage vs. Hammond, from Calhoun county, being the special order for that hour, was taken up and adopted.

## BILLS ON SECOND READING.

H. B. 168. To regulate the distribution of the separate estate of married women who die intestate;

H. B. 196. To amend sub-division six of section 702 of the Code;

H. B. 171. To enable mortgagees and beneficiaries to protect their interests by purchasing at sales under powers in mortgages and deeds of trust;

H. B. 173. To amend sections 2, 7, 38, 39, 40, 45, 46, 47, 48, 49, 50, 51 and 54 of the charter of the city of Selma, approved February 12, 1879;

H. B. 176. To amend an act entitled an act to amend section 4205 of the Code;

H. B. 179. To amend section 2166 of the Code;

H. B. 180. To amend an act entitled an act to amend section 3524 of the Code, approved January 17, 1879;

H. B. 183. To increase the criminal jurisdiction of justices of the peace in Marengo county;

H. B. 203. To amend section 4409 of the Code;

H. B. 206. To amend section 4353 of the Code, forbidding persons charged with a violation thereof to make a statement in their own behalf;

H. B. 207. To amend section 4836 of the Code;

H. B. 208. To amend section 359 of the Code;

S. B. 18. To repeal section 3656 of the Code;

S. B. 26. To amend sections 1803 and 1804 of the Code;

S. B. 20. To amend section 3218 of the Code;

Were severally read the second time, and referred to the committee on judiciary.

The bills—

H. B. 185. To repeal section 6 of an act entitled an act to provide for the regulation of railroad companies, and persons operating railroads in this State, approved February 26, 1881;

H. B. 186. To amend section 4 of an act entitled an act to provide for the regulation of railroad companies and persons operating railroads in this State, approved February 26, 1881;

H. B. 187. To amend section 15 of an act to provide for the regulation of railroad companies and persons operating railroads in this State, approved February 26, 1881;

H. B. 188. To repeal sections 5 and 33 of an act entitled an act to provide for the regulation of railroad companies

and persons operating railroads in this State, approved February 26, 1881;

H. B. 189. To repeal section 26 of an act entitled an act to provide for the regulation of rail road companies and persons operating railroads in this State, approved February 26, 1881;

H. B. 190. To authorize the Railroad Commission of Alabama to prepare and recommend joint local freight rates to be used upon two or more railroads in this State, when such railroads are operated or their operations controlled by one or more railroad companies or by a system of railroad companies or persons;

H. B. 191. To authorize and empower the Railroad Commission of Alabama, or either of said commissioners, to administer oaths and examine witnesses under oath in any proceeding pending before said commission or any commissioner;

H. B. 192. To require railroad companies and persons operating any railroad in this State to make monthly reports to the Railroad Commission of Alabama of the receipts and expenditures of said railroad company made upon or received from said railroad;

H. B. 193. To require railroad companies, and persons operating any railroad in this State, to keep such books of account, as will clearly, correctly and distinctly set forth and show the earnings, receipts and expenditures of said railroad;

H. B. 194. To provide that any determination of any matter by the Railroad Commission of Alabama in the course of proceedings before said commission, relating to the regulations or supervision of railroad companies, or persons operating any railroads in this State, and coming within the jurisdiction of said commission, proof of the fact of such determination so made by the said commission, shall be received in all courts, or other proceedings at law, or in equity, or before any officer, as *prima facie* evidence that such determination of such matter by the said commission was right and proper;

Were severally read the second time and referred to the committee on commerce and common carriers.

The bills—

H. B. 167. To amend section 1 of an act to prohibit the sale or giving away of spirituous liquors within five miles of Sulphur Springs Church, Cane Creek Church, Oak Bowery

Church, Mount Zion Church and Hebron Church, in Calhoun county, and Blue Eyes Church, Refuge Church, Patton's Chapel Church, Bethel Church, Forest Hill Church, and the Colored People's Church, near Forest Hill, in Taladega county;

H. B. 170. To provide for an election by the legal electors of Dale county, on the question of prohibition or no prohibition of the making or selling, or otherwise disposing of any spirituous or malt liquors, or intoxicating bitters of any kind, in any quantity, within Dale county, the same being prohibited by an act entitled an act to prohibit the making, selling or otherwise disposing of spirituous or malt liquors, or intoxicating bitters of any kind, in any quantity, within the counties of Dale and Henry, approved February 26, 1881, except as provided in said act;

H. B. 172 To prohibit the sale of liquors in Dallas county, except in Selma;

H. B. 177. To repeal an act entitled an act to prohibit the manufacture or other disposition of vinous, spirituous, malt or other intoxicating liquors within the counties of Limestone and Clark in this State, so far as it relates to the county of Limestone;

H. B. 198. To amend an act entitled an act to prevent the sale of liquor within four miles of Mt. Zion, New Lebanon, Providence, and Fair Prospect churches, in Montgomery county, approved March 9th, 1871;

H. B. 201. To amend an act entitled an act to amend section 1544 of the Code, so far as the same relates to the counties of Pike, Butler and Coffee;

H. B. 204. To prevent the sale of liquors within five miles of Arbor Springs Baptist Church in Tuscaloosa county;

H. B. 205. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors or other intoxicating bitters within three miles of Godfrey High School, Winston county;

Were severally read the second time and referred to the committee on temperance.

H. B. 174. To allow the qualified voters of Escambia county to locate the county site by ballot;

H. B. 175. To repeal an act approved February 8, 1877, regulating the fine and forfeiture funds of the counties of Bibb, Fayette, Marion and Blount, so far as the same relates to the county of Fayette;

H. B. 181. To regulate the trials of misdemeanors in Madison county;

H. B. 182. To repeal an act to further regulate the trials of misdemeanors in Madison county;

H. B. 197. To relieve Charles R. Long, of Montgomery county, of the disabilities of non-age.

H. B. 199. To repeal section 2 of an act entitled an act to regulate the duties and compensation of the board of revenue of Montgomery county, approved February 12, 1881;

H. B. 202. For the protection of game in the county of Pike;

Were severally read the second time, and referred to the committee on local legislation.

The bills—

H. B. 166. To amend section 439 and 466 of the Code;

H. B. 169. To appropriate fifty per cent. of the State tax of Conecuh county for the tax year 1882, to aid in the erection of a jail in said county;

Were severally read the second time and referred to committee on ways and means.

The bill—

H. B. 178. To relieve operatives in cotton factories and machine shops from public road duty, upon certain conditions;

Was read the second time and referred to the committee on public roads and highways.

The bill—

H. B. 184. To amend an act entitled an act to require banks, bankers, insurance companies and others engaged in the business of lending money, to give receipts for collaterals, approved February 12, 1879;

Was read the second time and referred to the committee on corporations.

The bill—

H. B. 195. To authorize the Governor to purchase and distribute, at the expense of the State, six hundred copies of Berney's Handbook of Alabama, and to make an appropriation therefor;

Was read the second time and referred to the committee on appropriations.

The bill—

H. B. 200. To amend section 4453 of the Code;



Was read the second time and referred to committee on penitentiary and criminal administration.

The unfinished business of yesterday :

The bill—

H. B. 5. To increase the fees of constables in Barbour, Jefferson, Calhoun, Wilcox, Talladega, Greene, Dallas, Dale, Butler, Autauga, Hale, Jackson, Pike, Limestone, Sumter, Shelby, Perry, Cullman, Geneva, Franklin, Colbert, Russell, Lowndes, St. Clair, Chambers, Blount, Bullock, Henry, Madison, Marshall, Lawrence and Tallapoosa.

By unanimous consent the counties of Lawrence and Tallapoosa were stricken from the bill.

The bill, as amended, was ordered to a third reading forthwith, read the third time and passed—yeas 76, nays 13.

Yeas—Messrs. Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Cochran, Clark, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Gore, Glover, Graham, Grant, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, Kendrick, Kimbrough, Lang, May, McCall, McMillan, Nevill, Nesmith, Orme, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Sanford, Scarborough, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Tatnall, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, and Young of Pickens—76.

Nays—Messrs. Speaker, Branch, Cowart, Clayton, John, Jones, Langdon, Moragne, Porter, Russell, Shackelford, Swan, and Tingle—13.

#### MESSAGE FROM THE GOVERNOR.

On motion of Mr. Brown, of Tuscaloosa, 500 copies of the message were ordered printed for the House.

By unanimous consent, Mr. McIntyre was permitted to withdraw,

H. B. 200. To amend section 4455 of the Code, from the

committee on penitentiary and criminal administration, and the same was referred to the judiciary committee.

#### CALL OF THE COUNTIES.

On the call of the counties bills were introduced:

By Mr. Robinson---

H. B. 209. To authorize the Governor to appoint a constable for beat 8, in Chambers county, who shall have the power and authority to execute all processes and papers issued by the justices and notaries public, with justices jurisdiction of beat 8 in any part of county;

Also,

H. B. 210. To regulate the proceedings in the circuit and city courts in appeal from judgments rendered in justices court, in attachment, forcible entry, detainer, unlawful detainer, and detinue suits;

By Mr. Swan---

H. B. 211. To make it a misdemeanor for road apportioners to fail to discharge their duties as set forth by law, and to punish them for such failure;

By Mr. Garrett---

H. B. 212. To form a separate school district out of townships 5 and 6, ranges 21 and 22, embracing the Clintonville school, in Coffee county;

By Mr. Dowling---

H. B. 213. To amend an act entitled an act for the relief of E. M. Grinner, of Dale county, approved February 13, 1879;

By Mr. Berry---

H. B. 214. To encourage immigration pursuant to the requirements of section 31 of article 1, of the Constitution of Alabama, and to appropriate ten thousand dollars for that purpose;

Also,

H. B. 215. To provide for re-binding and making general indexes to the record books belonging to the office of probate judge of Dallas county;

By Mr. Moragne (with petition)---

H. B. 216. For the relief of Polk B. Lee, ex-sheriff of Etowah county;

H. B. 217. Was withdrawn;

By Mr. Hawkins, of Jefferson---

H. B. 218. To amend section 2461 of the Code;

By Mr. Nesmith—

H. B. 219. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors or intoxicating bitters within five miles of Ebenezer church of the M. E. Church South, in Lamar county ;

Also,

H. B. 220. To amend sub-division 1 of section 109 of the Code, so as to require the attorney general to give opinions to the warden of the penitentiary on questions of law when required ;

By Mr. Simpson—

H. B. 221. To amend section 1804 of the Code ;

By Mr. Kendrick—

H. B. 222. To fix the rate of taxation for this State ;

By Mr. Clark—

H. B. 223. To amend sub-division 8 of section 358 of the Code ;

By Mr. Sanford—

H. B. 224. To regulate the appointment of warden of penitentiary ;

By Mr. Young, of Marion—

H. B. 225. To prevent camp hunting in the counties of Marion, Winston and Walker ;

By Mr. Langdon—

H. B. 226. To prohibit the sale of goods, &c., on a credit to minor students ;

By Mr. Brewer—

H. B. 227. To require notices to defendant in all cases where their wages, salaries or compensation for labor is garnisheed, and to declare void judgments rendered without such notices ;

By Mr. Graham—

H. B. 228. To amend the last clause of section 5027 of the Code ;

Also,

H. B. 229. To permit judgment debtors to assert the right of exemption to property or money condemned under a garnishment to the payment of a debt after the rendition of a judgment against the garnishee ;

By Mr. McLuttre—

H. B. 230. To amend section 433I of the Code ;

By Mr. Orme—

H. B. 231. To prevent the sale of spirituous, vinous or malt liquors in Mount Meigs beat, Montgomery county ;

By Mr. Willett—

H. B. 232. To regulate the sale or disposing of spirituous, vinous or malt liquors, or other intoxicating beverages in the county of Pickens;

Also,

H. B. 233. To authorize the Court of County Commissioners, of Pickens county, to issue bonds in compromise of county's bonded debt to S. M. & Memphis Railroad;

By Mr. Gere—

H. B. 234. To amend an act entitled an act to amend section 4358 of the Code of 1876, approved November 26, 1880;

By Mr. Vines—

H. B. 235. To amend sub-division 8 of section 358 of the Code;

By Mr. Wood—

H. B. 236. To amend an act entitled an act to provide for additional accommodation of the insane of Alabama, approved February 26, 1881;

Also,

H. B. 237. Concerning husband and wife and to relieve the legal disabilities of married women;

Also,

H. B. 238. To repeal an act entitled an act to provide a fund for the payment of the witnesses for the State in the Circuit and County Court of Tuscaloosa county and prescribe their compensation, approved March 1, 1881;

Also,

H. B. 239. For the preservation of game animals and birds in Tuscaloosa county;

By Mr. Smith, of Dallas—

H. B. 240. To provide for the enlargement of the capitol;

By Mr. Lang—

H. B. 241. To repeal sub-division 6 of section 362 of the Code;

Also,

H. B. 242. To repeal an act to amend section 429 of the Code, approved February 28, 1881;

By Mr. Branch—

H. B. 243. To amend section 2 of an act entitled an act to make further provisions for the duties of coroner, and the costs of coroner's inquest, increasing coroner's mileage from five to ten cents per mile;

By Mr. Hunt—

H. B. 244. To increase the jurisdiction of justices of the peace and notaries public in Jackson county;

By Mr. Watlington---

H. B. 245. To include the county of Cullman in the Seventh Congressional District of Alabama;

Also,

H. B. 246. To include the county of Cullman in the Third Senatorial District of Alabama;

By Mr. Hamilton---

H. B. 247. To require the solicitors of this State to make annual reports to the attorney general of the number of persons prosecuted upon criminal charges during the year's proceeding in each of the counties in their respective jurisdiction, the character of the alleged offences, the result of the trial and the punishment imposed;

Which were severally read once and ordered to a second reading on to-morrow.

Mr. Powell presented a petition which was referred to the committee on counties and county boundaries.

Mr. McMillan offered the following joint memorial, which was adopted :

That the Senators and Representatives in Congress from this State, be requested to procure the passage of a bill granting aid to education in the several States on the basis of illiteracy, the amount so appropriated to be applied by the several States through their superintendents of education.

Mr. Cowart offered the following joint resolution, which was adopted:

*Resolved by the House, the Senate concurring,* That a committee of three on the part of the House, and two on the part of the Senate, be appointed to enquire into the practicability and expediency of a general law restricting the liquor traffic in the State of Alabama, and report by bill or otherwise;

Committee on the part of the House—

Messrs. Cowart, Moren and Wood.

#### REPORTS OF STANDING COMMITTEES.

Mr. Beck, from the committee on local legislation, reported favorably to the bill—

H. B. 79. To repeal an act entitled an act to regulate the trial of misdemeanors in Jackson county;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 88, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Coree, Glover, Graham, Grant, Grisham, Haden, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, May, Moragne, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—88.

Also, from the same committee, reported favorably to the bill—

H. B. 47. To repeal an act entitled an act to regulate the publication of legal notices in the counties of Lamar and Fayette, approved February 4, 1879;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 83, nays 0.

Yeas—Messrs. Speaker, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Glover, Graham, Grisham, Haden, Hamilton, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Langdon, May, Moragne, McAdory, McIntyre, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Smith of Dallas, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—83.

Also, from the same committee, reported favorably to the bill—

H. B. 34. To repeal an act to better provide for the examination of the county offices, county jail, records of the courts of county commissioners, and county chain-gang, of Barbour and Coffee counties in this State, and report thereon, approved February 26, 1881, so far as the same applies to the county of Coffee.

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 87, nays 0.

Yeas—Messrs. Speaker, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Graham, Grant, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Lang, Langdon, Moren, Moragne, Muldon, McAdory, McCall, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Sanford, Scarborough, Shackelford, Shenly, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Whitt, Young of Marion, Young of Pickens—87.

Also, from the same committee, reported favorably to the bill—

H. B. 91. To amend an act entitled an act for the preservation of game animals and birds in Perry county, approved February 26, 1881:

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 88, nays 0.

Yeas—Messrs. Speaker, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Bibb, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Grant, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, May, Moragne, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Samford, Scar-

borough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Antanga, Swan, Sanford, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens.--88.

Also, from the same committee, reported favorably to the bill---

H. B. 2. To pay the costs in the impeachment trial of Wiley E. Jones, probate judge of Barbour county;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 60, nays 24.

Yeas---Messrs. Speaker, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Burnett, Brewer, Brown of Tuscaloosa, Dunklin, Fuller, Gere, Graham, Grant, Grisham, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, John, Jones, Kendrick, Kimbrough, Langdon, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Shorter, Simpson, Smith of Dallas, Smith of Antanga, Vines, Walker, Watlington, Willett, Wood, Wharton, Whit.--60.

Nays---Messrs. Alexander, Bibb, Branch, Clayton, Dowl- ing, Edwards, Ferrell, Garrett, Glover, Haden, Ingle, Porter, Scarborough, Shackelford, Shealy, Swan, Sanford, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Williams, Young of Marion, Young of Pick- ens.--24.

Also, from the same committee, reported favorably to the bill---

H. B. 48. To repeal an act entitled an act to abolish the office of tax collector in the counties of Baldwin, Escambia and Sanford (now Lamar) as to Lamar county;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 56, nays 0.

Yeas---Messrs. Speaker, Alexander, Anderson, Arm- strong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Car- michael, Cochran, Cowart, Clark, Clayton, Crawford, Dowl- ing, Dunklin, Edwards, Ferrell, Faller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hammond, Hawkins of Barbour, Hawkins of Shelby, Har-



ris, Hogue, Hunt, Ingie, John, Jones, Kendrick, Kimbrongb, Lang, Moragne, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Samford, Scarborough, Shackelford, Shealy, Shorter, Smith of Dallas, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens.--86.

Also, from the same committee, reported favorably with amendment to the bill :

H. B. 1. To prevent the sale or exchange of cotton in the seed in Barbour county, and sale or exchange of said cotton produced in said county.

Messrs. Clark and Jones from the same committee offered a minority report :

*To the Honorable House of Representatives :*

The undersigned members of the committee, to whom was referred House Bill No. 1, entitled an act to prevent the sale or exchange of cotton in the seed in Barbour county, in this State, and sale or exchange of said cotton produced in said county, respectfully submit the following minority report :

Said bill should not become a law. It deprives citizens of valuable rights. It is not a necessary police regulation, and yet it limits the right of citizens to sell the proceeds of their own labor.

The bill is wrong in theory and in practice. If the application of the principle were extended would ruin the State. It is oppressive to the laborer; and more so to the farmer, who owns cotton only in small quantities.

Respectfully submitted,

J. M. CLARK,  
J. S. JONES.

When, on motion of Mr. Lang, the further consideration of the bill was postponed and made the special order for Tuesday next at 12 M.

On motion of Mr. Russell, the House adjourned until 10 o'clock to-morrow.

## TENTH DAY.

HOUSE OF REPRESENTATIVES,

FRIDAY, November 24, 1882.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Murray, of Montgomery.

## ROLL CALL.

Upon a call of the roll the following members answered to their names:

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cocbran, Cowart, Clark, Clayton, Crawford, Dowl-  
ing, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, Muldon, McAdory, Melutye, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sam-  
ford, Sanford, Scarborough, Shackelford, Shealy, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatum, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Wood, Young of Marion, Young of Pickens—95.

Journal of yesterday was read and approved.

Messrs. Shorter, Walker and Robinson were granted leave of absence until Monday.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

November 24, 1882.

*Mr. Speaker:*

The Senate has concurred in the report of the joint committee on rules;

Also, concurred in the House joint resolution fixing the time of the inauguration of E. A. O'Neal, Governor-elect and proposing committee thereon;

Committee on part of Senate—

Messrs. Grant and McClellan.

W. L. CLAY,  
Secretary.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

November 24, 1882.

*Mr. Speaker:*

The Senate has originated and passed the following bills:  
S. B. 13. To provide for the introduction of the study of the laws of health, in the public schools of this State;

S. B. 34. To amend section 4 of an act to incorporate the city of Tuscaloosa, approved March 12, 1873.

W. L. CLAY,  
Secretary.

The Senate bills whose titles are set forth in the above message were read once, and ordered to a second reading on to-morrow.

#### BILLS ON SECOND READING.

The bills—

H. B. 209. To authorize the Governor to appoint a constable for beat 8, in Chambers county, who shall have the power and authority to execute all processes and papers issued by the justices, and notaries public with justices' jurisdiction, of beat 8, in any part of the county;

H. B. 210. To regulate the proceedings in the Circuit and City Courts, on appeals from judgments rendered in justices' court in attachment, forcible entry, and detainer, unlawful detainer, and detinue suits;

H. B. 215. To provide for re-binding and making general indexes to the record books belonging to the office of the probate judge of Dallas county;

H. B. 218. To amend section 2461 of the Code;

H. B. 220. To amend sub-division 1 of section 109 of the

Code, so as to require the Attorney-General to give opinions to the warden of the penitentiary on questions of law, when required;

H. B. 221. To amend section 1804 of the Code;

H. B. 226. To prohibit the sale of goods, &c., on a credit to minor students;

H. B. 227. To require notices to defendants, in all cases where their wages, salaries, compensation for labor, is garnisheed, and to declare void judgments rendered without such notice;

H. B. 229. To permit judgment debtors to assert the right of exemption to property or money condemned under a garnishment to the payment of a debt, after a rendition of a judgment against the garnishee;

H. B. 230. To amend section 4331 of the Code;

H. B. 234. To amend an act entitled an act to amend section 4158 of the Code, approved November 26, 1880;

H. B. 237. Concerning husband and wife, and to remove the legal disabilities of married women;

H. B. 238. To repeal an act entitled an act to provide a fund for the payment of the witnesses for the State, in the circuit and county courts of Tuscaloosa county, and to prescribe their compensation, approved March 1st, 1881;

H. B. 247. To require the solicitors of this State to make annual reports to the Attorney-General of the number of cases prosecuted upon criminal charges during the year preceding, in each of the counties in their respective jurisdictions, the character of the alleged offences, the result of the trials, and the punishment imposed;

Were severally read the second time, and referred to the committee on the judiciary.

The bills—

H. B. 212. To form a separate school district out of townships 5 and 6, ranges 21 and 22, embracing the Clintouville school, in Coffee county;

H. B. 225. To prevent camp-hunting in the counties of Marion, Winston and Walker;

H. B. 239. For the preservation of game animals and birds, in Tuscaloosa county;

H. B. 244. To increase the jurisdiction of justices of the peace and notaries public, in Jackson county;

S. B. 9. To repeal an act to prevent the destruction of fish in the rivers and creeks in Bullock county, Alabama, approved December 3, 1880;

Were severally read the second time, and referred to the committee on local legislation.

The bills—

H. B. 222. To fix the rate of taxation for this State;

H. B. 223. To amend sub-division 8 of section 358 of the Code;

H. B. 235. To amend sub-division 8 of section 358 of the Code;

H. B. 241. To repeal sub-division 6 of section 362 of the Code;

H. B. 242. To repeal an act to amend section 429 of the Code, approved February 28, 1881;

Were severally read the second time, and referred to the committee on ways and means.

The bills—

H. B. 211. To make it a misdemeanor for road apportioners to fail to discharge their duties as set forth by law, and to punish them for such failure;

S. B. 27. To amend section 1679 of the Code;

Were severally read the second time, and referred to the committee on public roads and highways.

The bills—

H. B. 219. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors or intoxicating bitters within five miles of Ebenezer church of the M. E. Church, South, in Lamar county;

H. B. 231. To prevent the sale of spirituous or vinous liquors in Mount Meigs beat, Montgomery county;

H. B. 232. To regulate the sale or disposing of spirituous, vinous, or other intoxicating beverages, in the county of Pickens;

S. B. 12. To prohibit the sale, bartering or giving away of spirituous, vinous or malt liquors, in the town of Glennville, in Russell county, Alabama, or within five miles in any direction of the Methodist Episcopal Church, South, in said town;

Were severally read the second time, and referred to the committee on temperance.

The bills—

H. B. 216. For the relief of Polk B. Lee, ex-sheriff of Etowah county;

H. B. 236. To amend an act entitled an act to provide for additional accommodation for the insane of Alabama, approved February 20, 1881;

Were severally read the second time and referred to the committee on appropriations.

The bills—

H. B. 245. To include the county of Cullman in the seventh congressional district of Alabama;

H. B. 246. To include the county of Cullman in the third senatorial district of Alabama;

Were severally read the second time, and referred to the committee on privileges and elections.

The bills—

H. B. 228. To amend the last clause of section 5027 of the Code;

H. B. 243. To amend section 2 of an act entitled an act to make further provisions for the duties of coroner and the costs of coroner's inquest, increasing coroner's mileage from 5 to 10 cents per mile;

Were severally read the second time, and referred to the committee on fees and salaries.

The bill—

H. B. 240. To provide for the enlargement of the capitol; Was read the second time and referred to the committee on public buildings and institutions.

The bill—

H. B. 213. To amend an act entitled an act for the relief of E. M. Grimmer, of Dale county, approved February 13, 1879;

Was read the second time and referred to the committee on education.

The bill—

H. B. 224. To regulate the appointment of warden of the penitentiary;

Was read the second time and referred to the committee on penitentiary and criminal administration.

The bill—

H. B. 214. To encourage immigration pursuant to the requirements of section 31, Art. 1 of the Constitution of Alabama, and to appropriate ten thousand dollars for that purpose;

Was read the second time and referred to the special committee on immigration.

The bill—

H. B. 233. To authorize the Court of County Commissioners of Pickens county to issue bonds in compromise of county's bonded debt to S. M. & Memphis Railroad;

Was read the second time and referred to the joint committee on railroad tax.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
November 24, 1882.

*Mr. Speaker:*

The President, in the presence of the Senate, has signed the following bill, to which your signature is requested:

s. n. 44. To amend an act to amend sections 1400 and 1401 of the Code, approved March 1, 1882.

W. L. CLAY,  
Secretary.

The Speaker, in the presence of the House, immediately after its title had been publicly read, signed the above bill.

#### CALL OF THE COUNTIES.

On the call of the counties bills were introduced:

By Mr. Wharton---

H. B. 248. To amend section 4733 of the Code;

By Mr. Hammond---

H. B. 249. To constitute the town of Anniston a separate school district;

Also,

H. B. 250. To authorize and empower the corporate authorities of the town of Anniston to levy and collect license taxes upon all occupations and avocations that may be carried on within the corporate limits of said town;

By Mr. Edwards---

H. B. 251. To amend sub-division 8, section 362 of the Code;

By Mr. Beck, of Covington---

H. B. 252. To regulate the granting of licenses to sell spirituous or vinous liquors in the county of Covington;

By Mr. John---

H. B. 253. To protect the rights of tenants for years or for life and remaindermen in money coming into the hands of probate judges of this State;

By Mr. Avery---

H. B. 254. To amend section 1162 of the Code so far as to change the grades of public schools;

By Mr. McAdory—

H. B. 255. To regulate the working of public roads in Jefferson county;

By Mr. Simpson (by request)—

H. B. 256. To repeal an act to regulate the trial of misdemeanors in Madison county, approved February 9, 1877;

By Mr. Orme—

H. B. 257. To compel professional fortune tellers to pay license tax;

By Mr. Muldon—

H. B. 258. To amend an act entitled an act to amend section 4109 of the Code and to provide for its enforcement, approved February 19, 1881;

By Mr. Cowart (by request, with memorials)—

H. B. 259. To amend section 1544 of the Code;

Also, (by request, with memorials)—

H. B. 260. To define the duties of judges of probate with reference to the issuance of license for the sale of intoxicating liquors;

By Mr. Wharton—

H. B. 261. To amend section 4733 of the Code;

By Mr. Berry—

H. B. 262. To repeal section 224 to 242 inclusive, of part 1, title 6, chapter 1, articles 1 and 2, of the Code;

By Mr. Jones—

H. B. 263. To amend sub-division 1, of section 13, and also section 35, 37 and 42 of article 3 of an act entitled an act to organize and regulate a system of public instruction for the State of Alabama, approved February 7, 1879, and also to amend sections 31, 34 and 43, of an act approved March 1, 1881, entitled an act to amend sections 10, 11, 31, 34, 43, 47 and 77 of an act entitled an act to organize and regulate a system of public instruction for the State of Alabama, approved February 7, 1879;

By Mr. Ingle (with petition)—

H. B. 264. To authorize the people of Winston county to vote on the question of the removal of the county seat of said county and permanently locate the same;

Were severally read the first time and ordered to a second reading on to-morrow.

Mr. Dunklin presented a petition from the citizens of Butler county;



Which was referred to the committee on temperance.

Mr. Samford introduced a joint resolution providing for the appointment of a joint committee to investigate the convict system of the State;

Which was referred to the committee on penitentiary and criminal administration.

Mr. Ferrell presented a petition from citizens of Russell county;

Which was referred to the committee on temperance.

Mr. Brown, of Tuscaloosa, offered the following joint resolution:

*Resolved by the House of Representatives, the Senate concurring,* That a joint committee of five, to consist of three from the House and two from the Senate, be appointed, who shall take into consideration the existing revenue laws of the State, with a view to their revision, simplification and amendment; that said committee be authorized to sit during any recess of the present General Assembly, at the capitol or elsewhere in the State, where it may find the duties confided to the committee can be best performed, and said committee is hereby directed to report by bill or otherwise, to this General Assembly on the earliest day practicable;

Which was adopted.

#### REPORT FROM STANDING COMMITTEES.

Mr. Brewer, from the committee on fees and salaries, reported favorably to the bill—

H. R. 118. To make the fees of bonded constables of Marengo county the same as the sheriffs when performing the same services;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 72, nays 2.

Yeas—Messrs. Speaker, Aderholt, Anderson, Adkison, Avent, Avery, Baker, Beck of Wilcox, Berry, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Cochran, Cowart, Clayton, Dunklin, Edwards, Fuller, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, John, Jones, Kendrick, Kimbrough, Lang, Langdon, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raister, Reynolds of Henry, Reynolds of

Talladega, Robinson, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swau, Sanford, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—72.

Nays—Messrs. Branch and Haden.—2.

Also, from the same committee, reported favorably to the bill—

H. R. 70. To allow the Sheriff of Crenshaw county the same compensation for executing process of any kind in the Justice Court as is now allowed by law for same service in the Circuit Court;

The bill was so amended as to include Conecuh and Chilton counties;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 92, nays 0.

Messrs. Speaker, Aderholt, Alexander, Anderson, Adkison, Avent, Avery Baker, Beck of Covington, Beck of Wilcox, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Randle, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Shackelford, Shealy, Simpson, Smith of Dallas, Smith of Autauga, Swau, Sanford, Tatum, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—92.

Mr. Hamilton, from the judiciary committee, reported favorably to the bill—

H. R. 63. To punish the crime of taking rebates;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 83, nays 1.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Clay-

ton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, John, Jones, Kendrick, Kimbrough, Lang, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackleford, Shealy, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt—83.

Mr. Grisham voted nay.

Also, from the same committee, reported favorably to the bill—

H. B. 105. To amend section 871 of the Code, so as to include houses or other buildings;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 81, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Barnett, Branch, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Hamilton, Hammond, Hawkins of Shelby, Harris, Hogue, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, Moren, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orue, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackleford, Shealy, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion; Young of Pickens—84.

Also, from the same committee, reported favorably to the bill—

H. B. 111. To repeal an act entitled an act in relation to trials of misdemeanors in Tuscaloosa, and other counties therein named, so far as Lamar county is concerned;

The bill was ordered to a third reading forthwith; read the third time and passed—yeas 82, nays 3.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Adkison, Avery, Baker, Beck of Covington, Beck of Wilcox,

Berry, Braoch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Cochran, Clark, Clayton, Dowling, Dunklio, Edwards, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Grisham, Hadeo, Hamilton, Hammond, Hawkios of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jooes, Kendrick, Kimbrough, Lang, Laogdon, May, Moren, Moragne, Muldon, McAdory, McIotyre, McMillan, Nevill, Nesmith, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shealy, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Viues, Walker, Watlington, Williams, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—82.

Nays—Messrs. Avent, Ferrell and Orme.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

November 24, 1882.

*Mr. Speaker :*

The Senate has adopted a joint resolution, herewith sent, authorizing the joint committee appointed to examine the offices of the Auditor and Treasurer to employ a competent accountant to assist the committee in its duties;

Also, a joint resolution, herewith sent, upon the observance of thanksgiving day.

W. L. CLAY,  
Secretary.

The resolution authorizing the joint committee to employ a clerk was concurred in, and the resolution in reference to the observance of thanksgiving day was amended so as to include "and the Goveroor of Alabama".

Mr. Hamilton, from the judiciary committee, reported favorably to the bill—

H. B. 71. To ioccrease the jurisdiction of jnstices of the peace io Dallas county;

The bill was so amended as to include the counties of Jacksoo, Clay, St. Clair, Coosa, Hale, Russell, Barbour, Madison, Limestone, Choctaw, Cherokee, Elmore, Sumter, Greene, Montgomery, Autauga, and Lowndes;

On motion of Mr. Reynolds, of Talladega, the further consideration of the bill was postponed until to-morrow, at 12 m., and made the special order for that hour.

By leave, Mr. Samford offered a joint resolution in regard to a recess of the General Assembly;

Which was referred to the committee on ways and means.

Mr. Hamilton, from the judiciary committee, reported back the bill—

H. B. 72. To organize the Middle Chancery Division;

With a resolution that another chancery division be created, and recommended that it be referred to a special committee, consisting of two from each of the existing chancery divisions, to be appointed by the Speaker, to be charged with the duty of preparing and reporting to the House a proper bill to carry the resolution into effect;

Which was adopted.

Also, from the same committee, reported favorably, with amendment, to the bill—

H. B. 65. To amend an act to amend section 2687 of the Code, approved March 1st, 1881;

To strike out at the end of section 1 "and shall defeat the forfeiture";

The amendment was adopted.

On motion of Mr. Wood, the bill was re-committed to the judiciary committee.

Also, from the same committee, reported favorably to the bill—

H. B. 82. To provide for the preservation of census reports in the hands of probate judges of Alabama;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 82, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Burnett, Branch, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Gorce, Glover, Graham, Grant, Grisbam, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, Muldon, McAdory, McCall, McMillan, Nevill, Nesmith, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Shealy, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatum, Tingle, Thagard,

Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Willett, Wood, Wharton, Whitt, Young of Marion—82.

Also, from the same committee, reported favorably to the bill—

H. B. 125. To amend sections 3218 and 3219 of the Code;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 91, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kimbrough, Lang, Langdon, May, Moren, Moragne, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Randle, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Shealy, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—91.

Also, from the same committee, reported substitute to the bill—

H. B. 81. To amend section 4340 of the Code;

The substitute was adopted;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 87, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Sanford, Scarborough, Shackelford, Shealy, Simpson, Smith of

Dallas, Smith of Autauga, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Whitt, Young of Pickens—87.

Also, from the same committee, reported favorably to the bill—

H. B. 121. To provide for the compensation of jurors in Mobile county;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 82, nays 2.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Adkison, Avent, Baker, Beck of Covington, Beck of Wilcox, Berry, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Cochran, Cowart, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Graham, Grant, Griffin, Gisham, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Muldon, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shealy, Simpson, Smith of Dallas, Smith of Autauga, Swan, Sanford, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—82.

Nays—Messrs. Clayton and Glover—2.

Also, from the same committee, reported favorably to the bill—

H. B. 22. To authorize the rendition of decrees of strict foreclosure in mortgage suits in equity;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 82, nays 1.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Glover, Graham, Grant, Griffin, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford,

Shealy, Simpson, Smith of Dallas, Smith of Antauga, Swan, Tatum, Thagard, Underwood of Franklin, Vines, Watlington, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens.—82.

Nays—Mr. Clark.

Also, from the same committee, reported favorably with amendment to the bill—

H. B. 88. To amend section 3976 of the Code ;

Amend by striking out last section of the bill ;

The amendment was adopted ;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 84, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Burnett, Branch, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, Moren, Moragne, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Radsler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shealy, Simpson, Smith of Dallas, Smith of Antauga, Swan, Sanford, Tatum, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—84.

Also, from the same committee, reported favorably to the bill—

H. B. 112. To amend sub-division 4 of section 757 of the Code to increase the jurisdiction of justices of the peace in actions brought to recover specific property ;

Mr. Lang, of Barbour, moved to amend by adding "And notaries public being ex-officio justices of the peace;"

Adopted ;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 82, nays 1.

Yeas—Messrs. Speaker, Alexander, Anderson, Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Burnett, Branch, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Dowling, Dunkling, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Grisham, Haden, Hamilton, Hammond, Hawkins



of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrongb, Lang, Langdon, May, Moren, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Shealy, Simpson, Smith of Dallas, Smith of Autauga, Swan, Sanford, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens---82.

Nays---Mr. Morague---1.

Mr. Nesmith gave notice that he would on to-morrow move a reconsideration of the vote by which the bill was passed.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

November 24, 1882.

*Mr. Speaker:*

The Senate has concurred in the House amendment to the Senate joint resolution relative to the observance of Thanksgiving Day.

W. L. CLAY,  
Secretary.

Mr. Hamilton, from the judiciary committee, reported back the bill---

H. B. 94. To be entitled an act to amend section 4213 of the Code;

And asked that it be recommitted to the committee on penitentiary and criminal administration;

So ordered.

Mr. Beck, of Wilcox, from the committee on engrossed bills, reported the following bills correctly engrossed:

Nos. 48, 79, 47, 34, 91, 2 and 5.

On motion of Mr. Griffin the House adjourned to 10 o'clock to-morrow morning.

## ELEVENTH DAY.

HOUSE OF REPRESENTATIVES,

SATURDAY, November 23, 1882.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Murray, of Montgomery.

Leave of absence was granted Messrs. Cowart, of Pike, Burnett, of Conecuh, Powell, Baker, Reynolds, of Henry, for to-day; also, Mr. Hawkins, of Jefferson, on account of sickness.

## ROLL CALL.

On the call of the roll the following members answered to their names:

Messrs. Spraker, Aderholt, Alexander, Anderson, Armstrong, Addison, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Bibb, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carnichael, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Cere, Glover, Graham, Grant, Griffin, Crisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, May, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Purifoy, Raisler, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shealy, Simpson, Smith of Dallas, Smith of Antauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—86.

The journal of yesterday was read and approved.

Mr. Berry introduced the following resolution, which was adopted:

*Resolved*, That the clerk of this House be and is hereby empowered to employ a journal clerk, whose pay shall be four dollars per diem, and who shall render the clerk such other clerical assistance as may be required.

The Speaker announced the following committees:

Committee on part of the House to revise the Revenue Laws—

Messrs. Brown, of Tuscaloosa, Hamilton, Smith, of Dallas;

Committee to divide the State into four Chaucery Divisions—

Eastern Chaucery Division—Messrs. John and Robinson;  
 Western—Messrs. Hogue and Simpson;  
 Southern—Messrs. Burnett and Graham.

# MESSAGE FROM THE SENATE.

SENATE CHAMBER,

November 25, 1882.

*Mr. Speaker:*

The Senate has originated and passed the following bills:

s. n. 60. To amend section fifteen of an act to confer additional jurisdiction upon the county court of Wilcox county, and to regulate proceedings therein, approved February 23, 1881;

s. n. 38. To amend an act for the protection of certain portions of the lands and plantations lying in Bullock county from depredation by stock, approved December 8, 1880, and amended February 24, 1881;

s. n. 50. To authorize railroad companies, organized under the general incorporation laws, to extend their lines and build branch roads;

s. n. 8. To refund certain moneys paid for license to the State and counties;

s. n. 29. To repeal an act to increase the pay of jurors and witnesses in Lowndes county, approved 16th December, 1853;

s. n. 62. To amend section 2591 of the Code.

W. L. CLAY,  
 Secretary.

The bills whose titles are set forth in the above message were severally read once, and ordered to a second reading on to-morrow.

Mr. Muldon offered an amendment to the rules, which lies over one day:

The committees on engrossed bills and enrolled bills shall be called for reports each morning, immediately after the reading the journal.

The Speaker announced that, at his own request, Mr. Grant was relieved from duty on the committee on public

roads and highways, and Mr. Young, of Marion, had been assigned to the same.

By leave, Mr. Hamilton offered memorial and resolution on the subject of a reformatory for juvenile offenders, which was referred to committee on penitentiary and criminal administration.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

November 25, 1882.

*Mr. Speaker:*

The President of the Senate has, in presence of the Senate, signed the following bill, and your signature to the same is requested:

S. B. 7. To fix the times of holding the Circuit Court in Cleburne county.

W. L. CLAY,  
Secretary.

And the Speaker, in the presence of the House, immediately after its title had been publicly read, signed the bill,  
S. B. 7.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

November 25, 1882.

*Mr. Speaker:*

The Senate has concurred in the joint resolution of the House raising a joint committee on a general law restricting the liquor traffic in this State;

Committee on the part of the Senate—

Messrs. McSpadden and Bowles.

W. L. CLAY,  
Secretary.

Mr. Nesmith moved to reconsider the vote by which the bill—

H. B. 112. To amend sub-division 4, section 757, of Code,  
Was passed on yesterday, and the motion prevailed;

Also, the vote by which the bill was ordered to a third reading was reconsidered;

Mr. Nesmith moved to amend as follows:

Add, "of all actions founded on any wrong or injury, except slander, assault and battery, libel and ejectment, where the damages claimed do not exceed one hundred dollars";

And the amendment was adopted;

The bill was ordered to a third reading forthwith, read the third time, and passed;

Yeas 75, nays 5.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Adkison, Avent, Avey, Beck of Covington, Beck of Wilcox, Berry, Bibb, Brewer, Brown of Tuscaloosa, Broyles, Cochran, Clark, Clayton, Crawford, Dowling, Dunklin, Ferrell, Fuller, Garrett, Gere, Glover, Graham, Grant, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Muldon, McAdory, McCall, McMillan, Nevill, Nesmith, Porter, Purifoy, Raisler, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackleford, Shealy, Simpson, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—75.

Nays—Messrs. Browne of Talladega, Edwards, Morague, McIntyre and Watlington—5.

#### BILLS ON SECOND READING.

The bills—

H. B. 248. To amend section 4733 of the Code;

H. B. 253. To protect the rights of tenants for years or for life, and of remaindermen, in money coming into the hands of probate judges of this State;

H. B. 258. To amend an act to amend section 4109 of the Code, and to provide for its enforcement, approved February 19, 1881;

H. B. 261. To amend section 4733 of the Code;

Were severally read the second time, and referred to the judiciary committee.

The bills—

H. B. 249. To constitute the town of Anniston a separate school district;

H. B. 254. To amend section 1162 of the Code so far as to change the grades of public schools;

H. B. 263. To amend sub-division 1, of section 13, and also section 35, 37 and 42 of article 3 of an act entitled an act to organize and regulate a system of public instruction for the State of Alabama, approved February 7, 1879, and also to amend sections 31, 34 and 43, of an act approved March 9, 1881, entitled an act to amend sections 10, 11, 31, 34, 43, 47 and 77 of an act entitled an act to organize and regulate a system of public instruction for the State of Alabama, approved February 7, 1879;

S. B. 13. To provide for the introduction of the study of the laws of health in the public schools in this State;

Were severally read the second time, and referred to the committee on education.

The bills—

H. B. 250. To authorize and empower the corporate authorities of the town of Anniston to levy and collect license taxes upon all occupations and avocations that may be carried on within the corporate limits of said town;

H. B. 256. To repeal an act to regulate the trial of misdemeanors in Madison county, approved February 9, 1877;

Were severally read the second time, and referred to the committee on local legislation.

The bills—

H. B. 251. To amend sub-division 8, section 362 of the Code;

H. B. 257. To compel professional fortune-tellers to pay license;

Were severally read the second time, and referred to the committee on ways and means.

The bills—

H. B. 252. To regulate the granting of licenses to sell spirituous or vinous liquors in the county of Covington;

H. B. 259. To amend section 1544 of the Code;

H. B. 260. To define the duties of judges of probate with reference to the issuance of license for the sale of intoxicating liquors;

Were severally read the second time, and referred to committee on temperance.

The bill—

H. B. 255. To regulate the working of public roads in Jefferson county;

Was read the second time, and referred to the committee on public roads and highways.

The bill—

H. B. 262. To repeal section 224 to 242 inclusive, of part 1, title 6, chapter 1, articles 1 and 2, of the Code;

Was read the second time, and referred to the committee on privileges and elections.

The bill—

H. B. 264. To authorize the people of Winston county to vote on the question of the removal of the county seat of said county and permanently locate the same;

Was read the second time, and referred to the committee on county and county boundaries.

The bill—

S. B. 34. To amend section 34 of an act to incorporate the city of Tuscaloosa, approved March 12, 1873;

Was read the second time, and referred to a select committee, composed of the representatives from Tuscaloosa county.

#### CALL OF THE COUNTIES.

On the call of the counties bills were introduced:

By Mr. John—

H. B. 265. To prohibit stock from running at large in Dallas county, except in certain portions of said county, herein specified;

By Mr. Anderson—

H. B. 266. To abolish the county court of Greene county, and to repeal chapter 6, of title 9, of part 1, and chapter 6, of title 3, of part 5 of the Code, so far as the same relates to Greene county;

By Mr. Hunt—

H. B. 267. To reduce fees for solemnizing the rites of matrimony in Jackson county;

By Mr. Brewer—

H. B. 268. To incorporate the Fowl River Improvement and Canal Company;

Also,

H. B. 269. To authorize the county of Mobile to make and issue its bonds, to a limited amount, for a certain specific purpose;

Also,

H. B. 270. To amend section 5013 of the Code;

Also,

H. B. 271. To amend section 1719 of the Code;

Also,

H. B. 272. To amend section 3219 of the Code;

By Mr. Hamilton---

H. B. 273. To amend section 10 of an act to provide for the sale of land and other real estate for delinquent taxes and the redemption thereof;

By Mr. Graham---

H. B. 274. To regulate the fees of probate judges in cases not now provided for by law;

By Mr. Fuller---

H. B. 275. To amend an act for the preservation of game animals and birds in Perry county, approved February 26, 1881;

By Mr. Willett---

H. B. 276. To provide for the arrest of fugitives from justice for crimes committed in other States;

By Mr. Hawkins, of Shelby---

H. B. 277. To amend an act to amend section 4203 of the Code;

By Mr. Nevill---

H. B. 278. To amend section 3496 of the Code, and to authorize an attachment to enforce the same;

By Mr. Tingle---

H. B. 279. In relation to trials for misdemeanors in Walker county;

By Mr. Browne, of Talladega, (by instruction from special joint committee on payment of sheriff's fees)---

H. B. 280. To regulate the payment of sheriff's fees for feeding prisoners in jail;

By Mr. Wharton---

H. B. 281. To permanently locate the seat of justice in Blount county;

By Mr. Edwards---

H. B. 282. To require passenger trains on railroads operated under the laws of the State, to stop at certain stations therein named;

By Mr. Ferrell (by request)---

H. B. 283. To prohibit the sale, bartering or giving away of spirituous, vinous or malt liquors, in a territory of five miles square, commencing at Uchee Academy and extending two and a half miles each way, said Academy being situated in beat No. 4, Russell county;



Which bills were severally read once and ordered to a second reading on to-morrow.

Mr. Dunklin presented petition of C. Wall and others, of Forest Home beat, Butler county, asking liquor prohibition law for said beat and county;

Which was referred to the committee on temperance.

Mr. Griffin offered the following resolution, which was adopted:

*Resolved*, That the committee on education be, and they are hereby instructed to inquire into the practicability of increasing the educational fund for public schools in this State, to report by bill or otherwise.

By leave, Mr. Griffin offered the following resolution, which was adopted:

*Resolved*, That under the resolution adopted this morning, in regard to allowing the Clerk to appoint an assistant, that the Clerk is hereby instructed to appoint Mr. B. H. Screws under said resolution, to be the assistant of the Clerk of this House;

Mr. Hammond gave notice that on Monday he would move to reconsider the vote by which the resolution was adopted.

Mr. Samford, from the committee on penitentiary and criminal administration, reported a substitute for the bill--  
H. B. 25. To amend section 4213 of the Code;

The substitute was adopted;

On motion of Mr. Muldon the bill was recommitted.

Mr. Samford, from the same committee, reported a substitute for the joint resolution to appoint a joint committee to investigate the convict system and to visit the penitentiary and convict camps;

The substitute was adopted and the joint resolution as amended was adopted.

Committee on part of the House--Messrs. Samford, Wood and Vines.

#### REPORTS FROM STANDING COMMITTEES.

Mr. Hamilton, from the judiciary committee, reported favorably to the bill--

H. B. 203. To amend section 440 of the Code;

The bill was ordered to a third reading forthwith, read a third time and passed--yeas 67, nays 1.

Yeas--Messrs. Speaker, Aderholt, Alexander, Adkison,

Avent, Berry, Brewer, Browne of Talladega, Brown of Tuscaloosa, Cochran, Clark, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, Moren, Muldon, McAdory, Melutye, McCall, McMillan, Nevill, Nesmith, Purifoy, Raisler, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Shealy, Simpson, Smith of Dallas, Smith of Autauga, Swan, Sanford, Tingle, Underwood of Franklin, Vines, Watlington, Willett, Wharton, Whitt, Young of Marion—67.

Mr. Clayton voted nay.

Mr. Samford gave notice that on to-morrow he would move to reconsider the vote by which the bill passed.

Mr. Hamilton, from judiciary committee, reported favorably with amendment to the bill—

H. B. 164. To amend section 2945 of the Code ;

Amend by striking out second section ;

The amendment was adopted ;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 74, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Adkison, Avent, Avery, Baker, Beck of Covington, Berry, Bibb, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Glover, Graham, Grant, Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kimbrough, Lang, Moren, McAdory, McCall, Nevill, Nesmith, Porter, Purifoy, Raisler, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Shealy, Simpson, Smith of Dallas, Smith of Autauga, Swan, Sanford, Tingle, Thagard, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—74.

#### SPECIAL ORDER.

The hour of 12 m. having arrived the special order for that hour, the bill—

H. B. 71. To increase the jurisdiction of justices of the peace in Dallas and other counties therein named ;

Was taken up ;

Mr. Hunt moved to reconsider the vote by which certain counties were added to the bill in order to move to strike Jackson county from the bill;

The motion prevailed;

Mr. Hunt then moved to strike out Jackson county;

Carried;

The vote being then put on the adoption of the amendment as amended, adding certain counties except Jackson county;

Carried;

Mr. Graham offered to amend as follows:

Amend by adding sections 4107, 4199, 4200, 4241, 4356, 4406, 4407, 4409 and 4425;

Adopted;

Mr. John moved to amend as follows:

Provided, that justices of the peace shall not have jurisdiction to try assaults, assaults and batteries, and affrays in which any deadly weapon is used;

Mr. John offered, also, the following amendment:

Be it further enacted that in all cases tried under this act the defendants shall have the right to appeal to the Circuit or City Court;

And on motion of Mr. Hamilton the bill and the amendments were recommitted to the judiciary committee;

Mr. Hamilton, from same committee, reported back the bill—

H. B. 137. To amend an act to fix times and places of holding the Chancery Courts in the Southern Chancery Division, approved February 13, 1879;

And asked its reference to special committee on re-arranging the Chancery Division;

And it was so ordered.

#### COMMITTEE ON WAYS AND MEANS.

Mr. Brown, of Tuscaloosa, from the committee on ways and means, reported favorably to the bill—

H. B. 151. For the relief of Elisha B. Lott, and his sureties, as tax collector of Mobile county;

The bill was ordered to a third reading forthwith; read the third time, and passed, and ordered to be sent forthwith to the Senate without engrossment;

Yeas 63, nays 1.

Yeas—Messrs. Speaker, Alexander, Anderson, Adkison, Avent, Avery, Beck of Covington, Berry, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carnichael, Clark, Clayton, Crawford, Dowling, Dunklin, Ferrell, Garrett, Gere, Goree, Glover, Graham, Grant, Haden, Hamilton, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, Muldon, McAdory, McCall, McMillan, Nevill, Nesmith, Porter, Purifoy, Raisler, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Shealy, Simpson, Smith of Dallas, Swan, Sanford, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion—63.

Mr. Grisham voted nay.

Mr. Beck, of Wilcox, offered the following resolution, which was adopted :

*Resolved*, That the judiciary committee be instructed to enquire and report why the act approved February 13, 1879, to expedite the publication of the Supreme Court Reports has not been complied with.

Mr. Brown, of Tuscaloosa, offered the following resolution, which was adopted :

*Resolved*, That the committee on public printing be instructed forthwith to investigate the causes of the delay in the printing of the reports of the State officers and the inspectors of the penitentiary, and of the documents ordered to be printed by this House, and to report what legislation, if any, is needed on this subject.

Mr. Hammond, from the committee on education, reported a substitute for the bill—

n. B. 41. To require applicants for license to teach in the public schools, who hold a diploma, to be examined, and to pay same fee for license as other teachers;

Mr. Clayton moved to amend as follows: "Be it further enacted, That all graduates from the public educational institutes of the State be excepted from the provisions of this act;"

On motion of Mr. Shackelford, the amendment was laid on the table;

The substitute was adopted, and the bill ordered to a third reading forthwith, read the third time, and passed—yeas 73, nays 1.

Yeas—Messrs. Speaker, Alexander, Anderson, Adkison,

Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Grant, Griffin, Grisham, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, McDory, McMillan, Nevill, Nesmith, Porter, Purifoy, Raisler, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Shealy, Simpson, Smith of Dallas, Smith of Autauga, Swan, Sanford, Tatum, Tingle, Thagard, Underwood of Franklin, Vines, Watlington, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—73.

Mr. Underwood, of Colbert, voted nay.

Mr. Muldon, from the committee on appropriations, reported favorably to the bill—

H. B. 236. To amend an act to provide additional accommodations for the insane of Alabama, approved February 26, 1881;

Mr. John moved to amend as follows:

*Provided*, before any money shall be drawn from the treasury of Alabama, under the provisions of this act, the Governor of Alabama shall require the superintendent and treasurer of said insane hospital to submit, under their oaths, satisfactory evidence that no officer, agent or servant of said hospital has received any part of the \$50,000 heretofore drawn for building purposes, under the appropriation made at the last session of the General Assembly of Alabama, either directly or indirectly, as contractor or otherwise; and that no officer, agent or servant of said hospital is directly or indirectly interested in any contract for building or equipping the additions, now in process of erection, to said hospital, nor in any contract to furnish any material, work, or thing to be used in building, finishing, equipping, or furnishing said additions; and that, till said evidence is entirely satisfactory to the Governor, he shall not approve any warrant or order drawn on the fund hereby appropriated; and it shall not be lawful for the treasurer to pay out any of said appropriation except upon a warrant or order approved by the Governor.

On motion of Mr. Graham, the amendment was laid on the table;

And the bill was ordered to a third reading forthwith; read the third time, and passed—yeas 72, nays 6.

Yeas—Messrs. Speaker, Alexander, Anderson, Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Crawford, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Glover, Graham, Grant, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Purifoy, Raisler, Russell, Scarborough, Shackelford, Shealy, Simpson, Smith of Dallas, Swan, Sanford, Thagard, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Wharton, Young of Merion, Young of Pickens—52.

Nays—Messrs. Dowling, John, Porter, Sanford, Underwood of Colbert, and Whitt—6.

Also, from the same committee, reported favorably to the bill—

H. B. 133. For the relief of James B. Farmer, sheriff of Calhoun county;

Pending its consideration, on motion of Mr. Anderson the House adjourned until Monday morning, 10 o'clock.

## TWELVETH DAY.

### HOUSE OF REPRESENTATIVES,

MONDAY, November 27, 1882.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Avent, of the House.

Upon the call of the roll, the following members answered to their names:

Yeas—Messrs. Speaker, Aderholt, Alexander, Armstrong, Anderson, Adkison, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, John, Jones, Kimbrough, Lang, Langdon, May, Moren, Muldon, McAdory, McIntyre,

McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Randle, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Swan, Sanford, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—92.

The journal of Saturday was read and approved.

Mr. Tatum was granted leave of absence for one day on account of sickness; and Mr. Smith, of Autauga, was granted indefinite leave of absence on account of sickness.

Mr. Hammoud moved to reconsider the vote by which the resolution was adopted on Saturday instructing the Clerk to employ B. H. Screws as Assistant Clerk;

The motion was lost.

#### BILLS ON SECOND READING.

The bills—

H. B. 265. To prohibit stock from running at large in Dallas county, except in certain portions of said county herein specified;

H. B. 266. To abolish the County Court of Green county and to repeal chapter 6 of title 9 of part 1, chapter 6 of title 3 of part 5 of the Code, so far as the same applies to Green county;

H. B. 267. To reduce fees for solemnizing rites of matrimony in Jackson county;

H. B. 275. To amend an act for the preservation of game animals and birds in Perry county, approved February 26, 1881;

H. B. 281. To permanently locate the seat of justice in Blount county;

Were severally read the second time and referred to the committee on local legislation.

The bills—

H. B. 268. To incorporate the Fowl River Improvement and Canal Company;

H. B. 282. To require passenger trains on railroads operated under the laws of the State, to stop at certain stations therein named;

Were severally read the second time and referred to committee on corporations.

The bills—

H. B. 269. To authorize the county of Mobile to make and issue its bonds, to a limited amount, for a certain specific purpose;

H. B. 280. To regulate the payment of sheriff's fees for feeding prisoners in jail;

H. B. 270. To change the penalty provided in section 5013 of the Code;

H. B. 271. To amend section 1719 of the Code;

H. B. 272. To amend section 3219 of the Code;

H. B. 276. To provide for the arrest of fugitives from justice for crimes committed in other States;

H. B. 277. To amend section 4203 of the Code;

H. B. 279. In relation to trials for misdemeanors in Walker county;

S. B. 60. To amend section fifteen of an act to confer additional jurisdiction upon the county court of Wilcox county, and to regulate proceedings therein, approved February 23, 1881;

S. B. 62. To amend section 2591 of the Code;

Were severally read the second time and referred to the judiciary committee.

The bills—

S. B. 8. To refund certain moneys paid for license to the State and county;

H. B. 273. To amend section 10 of an act to provide for the sale of land and other real estate for delinquent taxes and the redemption thereof;

Were read the second time and referred to the ways and means committee.

The bill—

H. B. 283. To prohibit the sale, bartering or giving away of spirituous, vinous or malt liquors, in a territory of five miles square, commencing at Uchee Academy and extending two and a half miles each way, said Academy being situated in beat No. 4, Russell county, Alabama;

Was read the second time and referred to the committee on temperance.

The bill—

H. B. 278. To amend section 3496 of the Code; and to authorize an attachment to enforce the same;

Was read the second time and referred to the committee on agriculture.

The bill—



s. B. 50. To authorize railroad companies, organized under the general incorporation laws, to extend their lines and build branch roads;

Was read the second time and referred to the committee on commerce and common carriers.

The bills—

H. B. 274. To regulate the fees of probate judges in cases not now provided for by law;

s. B. 29. To repeal an act to increase the pay of jurors and witnesses in Lowndes county, approved 16th December, 1853;

Were severally read the second time and referred to the committee on fees and salaries.

The bill—

s. B. 38. To amend an act for the protection of certain portions of the lands and plantations lying in Bullock county from depredation by stock, approved December 8, 1880, and amended February 24, 1881;

Mr. Hawkins, of Barbour, moved to amend s. B. 38 by excepting Barbour county from the operations of the act;

Was read the second time and bill and amendment referred to the committee on counties and county boundaries.

The House then proceeded to the consideration of the bill—

H. B. 133. For the relief of Jas. B. Farmer, sheriff of Callhoun county;

Pending at adjournment on yesterday;

The bill was ordered to a third reading forthwith, read the third time and passed—yeas 41, nays 31.

Yeas—Messrs. Anderson, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Brewer, Browne of Talladega, Carmichael, Clayton, Fuller, Gere, Graham, Grant, Griffin, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, John, Kendrick, Lang, Langdon, Moren, McAdory, McIntyre, Nevill, Orme, Powell, Reynolds of Talladega, Robinson, Sanborn, Scarborough, Shackelford, Shealy, Smith of Dallas, Swan, Vines, Wood, Wharton—41.

Nays—Messrs. Speaker, Aderholt, Alexander, Bibb, Branch, Brown of Tuscaloosa, Cochran, Clark, Crawford, Edwards, Garrett, Goree, Grisham, Hawkins of Jefferson, Ingle, Kimbrough, McCall, Nesmith, Porter, Russell, Shorter, Simpson, Sanford, Underwood of Colliert, Under-

wood of Franklin, Walker, Watlington, Williams, Willett, Whitt, Young of Marion—31.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

November 27, 1882.

*Mr. Speaker:*

The Senate has originated and passed the following bills:

s. B. 70. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters or beverages, within three miles of Soule's Chapel Church, in Pickens county;

s. B. 51. To better provide for the examination of the county offices, county jail, records of the courts of county commissioners, and county chain gangs of Russell county, in this State, and report thereon;

s. B. 1. To repeal an act to prohibit the manufacture or sale or other disposition of vinous, spirituous or malt, or other intoxicating liquors within the limits of the counties of Limestone and Clarke, in this State, approved February 24, 1881, so far as the same relates to Limestone county;

s. B. 53. To repeal an act to prohibit the sale, disposing of spirituous, vinous or malt liquors, or intoxicating beverages or bitters, within the limits of the counties of Monroe, Escambia and Pickens, approved February 23, 1881, so far as it relates to the county of Pickens;

s. B. 72. To amend an act approved March 4, 1875, to incorporate the town of Elba, in Coffee county;

s. B. 58. To prohibit the selling, giving away, or otherwise disposing of spirituous, vinous or malt liquors or intoxicating bitters or beverages within five miles of the town of Bremen, in Cullman county, Alabama.

W. L. CLAY,  
Secretary.

The bills whose titles are set forth in the above message were read once and ordered to a second reading on to-morrow.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

November 27, 1882.

*Mr. Speaker :*

The Senate has concurred in the joint resolution raising a committee to consider the existing revenue laws of the State;

Committee on part of the Senate—Messrs. Brooks, of Mobile, and Norman.

Also, has adopted a joint resolution raising a committee on interest of persons near line of district where stock is prohibited from running at large;

Committee on part of the Senate—Messrs. Davidson, Street and Orr.

Also, has passed without amendment, the following House bills:

H. B. 108. To legalize and make valid the municipal election to be held in the City of Birmingham, on the first Tuesday of December, 1882, and the registration of voters therefor, now being made in said city as the same have been ordered and directed to be made by the mayor and aldermen of said city, and to prescribe the residence of electors in said city at said election;

Also,

H. B. 42. To repeal an act entitled an act to require apportioners and overseers of roads in the counties of Fayette, Lamar, Marion and Cherokee, to do road service after the expiration of their terms of service as such apportioners and overseers so far as said act relates to Fayette, Lamar and Marion, approved February 13, 1879.

W. L. CLAY,  
Secretary.

The House concurred in the joint resolution of the Senate relative to the protection of the rights and interests of persons residing near the line of districts in which stock is prohibited from running at large.

## CALL OF THE COUNTIES.

On the call of the counties bills were introduced—  
By Mr. Robinson—

H. B. 284. To fix the time of holding the Circuit Courts of the fifth judicial circuit of Alabama;

By Mr. Swan—

H. B. 285. To amend section 823 of the Code;

By Mr. Garrett—

H. B. 286. To form a separate school district embracing the Victoria schools in the county of Coffee;

By Mr. Dowling—

H. B. 287. To repeal article 2, chapter 1, title 6, part 1, of the Code;

By Mr. John—

H. B. 288. To authorize and require the Governor to destroy all uncurrent funds in the Treasury, and all six per cent. bonds that have not been issued;

Also,

H. B. 289. To regulate and fix the time of holding the Circuit Courts in the fourth judicial circuit and the time for pleading therein;

Also,

H. B. 290. To regulate the drawing and empanelling of grand and petit juries in Dallas county;

Also,

H. B. 291. For the relief of Benjamin H. Craig, of Dallas county;

By Mr. Smith, of Dallas—

H. B. 292. To amend section 435 of the Code;

By Mr. Sanford—

H. B. 293. To regulate the fine and forfeiture fund of Fayette county;

By Mr. Cochran—

H. B. 294. For the preservation of game animals and birds in the county of Madison;

By Mr. Kimbrough—

H. B. 295. To amend sections 1586 and 1587 of the Code;

By Mr. Yonag, of Marion, (with petition)—

H. B. 296. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors, or intoxicating bitters, within three miles of Philadelphia and Liberty churches, in Marion county;

By Mr. May—

H. B. 297. To provide for the preservation of game in that part of the Tennessee river and its tributaries that are in the State of Alabama;

By Mr. Graham—

H. B. 298. To amend section 3655 of the Code;

Also,

H. B. 299. To incorporate the Grand Lodge of Knights of Pythias of the State of Alabama, and the subordinate lodges under its jurisdiction;

Also,

H. B. 300. To amend section 1 of an act entitled an act for the preservation of game animals and birds in the counties of Mobile, Monroe, Marengo, Baldwin, Dallas, Lowndes, Hale, Montgomery, Clarke, Greene, Wilcox, Pike, Talladega, Pickens, Bibb, Autauga, Chilton, Clay and Jefferson;

By Mr. Hogue—

H. B. 302. To fix and regulate the price of theatrical license in Marion, Perry county;

By Mr. Willett—

H. B. 303. To authorize the court of county commissioners of counties in this State which have no tax collectors, to borrow a sufficient amount of money to pay State and general county taxes;

By Mr. Cowart (by request)—

H. B. 304. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors, intoxicating bitters, or cordials, or fruit preserved in alcoholic liquors, within two miles of Saville church and school house, in Crenshaw county, Alabama;

Also,

H. B. 305. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors, or intoxicating bitters, or cordials, or fruit preserved in alcoholic liquors, within five miles of High Land Home Institute, Crenshaw county, Alabama;

By Mr. Gere—

H. B. 306. To require cattle buyers in the county of Sumter to file a list and description of cattle bought, under oath, with a justice of the peace, and to require justices of the peace to keep a record of the same for inspection of the public;

By Mr. Browne, of Talladega—

H. B. 307. To incorporate the Talladega Real Estate and Loan Association;

By Mr. Wood—

H. B. 308. To authorize the trustees of the State University to hold special sessions of the board at Montgomery, in certain cases;

By Mr. Langdon—

H. B. 309. To amend an act entitled "an act to amend an act entitled an act to amend section 5042 of the Code, approved February 13, 1879," approved December 8, 1880;

By Mr. Sanford (by request)—

H. B. 310. To amend section 2251 of the Code;

Also, (by request)—

H. B. 311. To amend section 3226 of the Code;

By Mr. Shorter—

H. B. 312. To provide the manner in which notice shall be given to non-resident defendants in attachments;

Also,

H. B. 313. To increase the civil jurisdiction of justices of the peace and notaries public with similar powers, in Barbour county;

By Mr. Hammond—

H. B. 314. For the relief of the unmarried widows and legal heirs of soldiers who were killed or died in the military service of the Confederate States, and appropriating the sum of fifteen thousand dollars for this purpose;

Which were severally read once, and ordered to a second reading on to-morrow.

Mr. Burnett offered the following resolution, which was tabled—

*Resolved by the House of Representatives, the Senate concurring,* That a committee of three be appointed, two from the House and one from the Senate, to visit the University and the Insane Asylum at Tuscaloosa, and report the condition of the same.

Mr. Berry presented a petition from citizens of Dallas county, relative to the repeal of the registration laws;

Which was referred to the committee on privileges and elections.

Mr. Clark offered the following resolution, which was adopted:

*Resolved,* That the committee on education is hereby instructed to inquire into the expediency of making annual appropriations for the payment of teachers in the free public schools of this State, for the years 1872 and 1873, and all other years for which they have not received compensation, and report by bill or otherwise.

Mr. Graham offered a joint resolution and memorial to Congress, asking passage of bill granting certain franchises to the St. Louis, Montgomery and Florida Railroad and In-

migration Company, which was referred to the committee on corporations.

# MESSAGE FROM THE GOVERNOR.

## EXECUTIVE OFFICE,

Montgomery, Alabama, November 27, 1882.

### *To the Senate and House of Representatives:*

Almost from the first day of its organization, the penitentiary has been a source of trouble and solicitude to the State, and until very recently its operation has been unprofitable in every sense. It has pressed itself upon my consideration, as it had pressed itself upon the attention of my predecessors, by its importance as a penal and reformatory institution and by the extent and character of its relations with the State treasury. I have been solicitous to make it more profitable to the State, and at the same time to mitigate the severity of its discipline and punishment. I have looked diligently into its history with a sincere purpose to profit by the errors of its past management, and to correct evils that have crept into its administration. Unfortunately, our records are so imperfect that information much needed cannot be had. There can be found no report of warden or inspectors of an earlier date than 1866. It is only of late years that the messages of the Governors have any statistics relating to it; and there is here no message between that of Governor Fitzpatrick dated December 2, 1845, and that of Governor Collier, dated November 13th, 1853, the journals of the two houses, both printed and in manuscript for the intervening years being lost, or destroyed, or out of print. The message of 1859-60 is the first in which the number of convicts (216) is stated. From the scanty information I have obtained I can only very unsatisfactorily review the course of the prison.

### OLD TIME PENALTIES.

Previous to 1836, the punishment in Alabama for most of the graver felonies was death. This was the penalty for treason, petit treason, murder, rape, stealing or selling any free person as a slave, arson, robbery, burglary, the stealing of a slave, counterfeiting, and some other

offenses. Other punishments for crimes of lower grade were fines, imprisonment, the pillory, the lash, and branding. In 1836 an act to mitigate the severity of the penal laws of the State, reduced the punishment, in cases of white persons, for arson, robbery, burglary, forgery, and counterfeiting, to imprisonment not exceeding two years and thirty-nine lashes on the bare back. There was imprisonment for debt in those days; but no hard labor, or lashes, or pillory, or branding for debt.

#### THE ESTABLISHMENT OF THE PENITENTIARY.

On the 29th of January, 1839, Governor Bagby approved an act "to establish a State prison and penitentiary," and appropriating thirty thousand dollars therefor. This act provided for the election by the legislature of three commissioners to superintend the construction of the necessary buildings, and of three competent persons to prepare a code of criminal laws adapted to the new system of punishment and a set of rules for the organization and government of the prison. At a night joint session of the two houses on the day the act was approved, the penitentiary was located at Wetumpka, the vote being, for Wetumpka 60, for Montevallo 25, for Tuscaloosa 17, for Centerville 4, and for Marion 4; and at the same joint session, Henry W. Collier, Henry Goldthwaite and John J. Ormond, were elected to prepare the penal code, and William Hogan, A. A. McWhorter, and ——— Smith were chosen building commissioners. The double purpose of the penitentiary was explained by the Governor to be, to satisfy the claims of offended justice by affixing a moderate, but adequate and certain, punishment to such offenses as it was adapted to, and, at the same time to alleviate, as far as human means could alleviate, consistently with the stern and inflexible rules of justice, the miserable and pitiable condition of criminal and degraded humanity.

The Governor's message dated December 2, 1839, stated that work on the prison had been retarded, but was in progress, and that the total cost would be \$84,889.

In communicating to the General Assembly of 1840-1 the proposed, but not yet adopted, criminal code, Governor Bagby said: "In fact, the introduction of the penitentiary system of itself affords the clearest indication that the great object of the legislature was, as it should have been, to re-



strain the hand of lawless violence and to relieve offenders, except of the very highest grade, from the ignominy of public corporeal punishment and to reform them if possible by excluding them from temptation and the bannts of vice by solitary confinement and employment."

The penal code was adopted January 9, 1841. The penitentiary was completed October 27, 1841. The penal code was proclaimed in full force and effect November 2, 1841. November 20, 1841, William Hogan was elected the first warden, and J. M. Armstrong, S. S. Simmons, and John Watson the first inspectors. The new system was thus put in operation; and \$10,000 was appropriated for the current expenses of the first year, including the erection of some workshops and other improvements.

#### ITS OPERATION BY THE STATE.

In his message of December, 1842, Governor Fitzpatrick expressed great satisfaction with the operations and promises of the prison. He said the government and whole internal police were alike creditable to the State and the officers who had the management of it, and he could but regard the radical change in the punishment of crimes and offences by the system then adopted as a most salutary innovation upon our former laws. One of the inspectors was reported by name as delinquent in the discharge of his duties; and more money was wanted.

A year later, there appears to have been some dissatisfaction with the prison management. A new warden and inspectors were to be elected; and Warden Hogan had permitted convicts to write letters to members of the Legislature urging his re-election. This was made the subject of legislative enquiry, and a committee, through its chairman, Mr. Yancey, reported that such correspondence, which was proved, was palpably improper. Mr. Hogan was not re-elected. December 20th, 1843, William S. Kyle, John Watson, and L. P. Saxon were elected inspectors, and on the 3d of January, 1844, Achilles Bradley was elected warden. The warden had not only expended all the appropriations made, but had run the prison in debt; and January 5, 1844, Mr. Yancey, from the committee, reported that fact to the House, with a resolution declaring it thereafter unlawful for the warden or other officer or officers to create debts. It also appears, that the warden, unmindful of the

humane purposes of the prison, had inflicted upon refractory convicts other punishment than that of solitary confinement, the only punishment authorized by the Code in such cases, and the House committee, censuring this, reported a resolution to authorize in extreme cases such severer punishment as should be deemed most advisable by the warden, physician and inspectors, or a majority of them, "provided, that in no case should whipping be allowed."

At the beginning of the session of 1844-5, the prison was becoming a matter of considerable concern. There had been a fire, by which a row of wooden workshops had been burned. Warden Hogan, before retiring, drew the \$8,000 appropriated in 1843-4 for the current expenses of the year, and applied the whole of it to the payment of some of the debts of the prison. When the new warden entered upon his duties, he found himself without money, or materials, or supplies for the support of the convicts. There was no alternative, and Governor Fitzpatrick advised purchases on credit, and advanced to the warden \$1,000 from the contingent fund. The message at this session gives us no other information of the financial condition of the prison; but January 29, 1845, an appropriation of \$15,000 was made for it, which was subsequently found to be wholly insufficient.

When the Legislature met in December, 1845, the financial condition of the prison was pretty nearly as bad as it could be. In his message, the Governor said: "The institution, however, has for some time labored under heavy pecuniary embarrassments, which have, to a considerable extent, impeded its operations. \* \* \* The sum of \$15,000 appropriated at the last session of the General Assembly for the support of the penitentiary the coming year, it is to be regretted, was wholly insufficient to do so, and at the same time discharge the debts due by the institution at the period when the appropriation was made. A large number of the debts due last year have consequently not been paid. I am not informed of the exact amount owed by the penitentiary."

From a report made by a Senate committee December 24, 1845, it appears that at that time the State had appropriated for the support of the penitentiary \$42,000, viz: in 1841-2, \$10,000; 1842-3, \$8,000; in 1843-4 (including \$1,000 from the Governor's contingent fund) \$9,000; and in 1844-5, \$15,000. To this time, the sale of penitentiary fabrics had amounted to \$21,565.75. At this session (1845-6)

appropriations to the amount of \$11,576.44 were made to pay the debts of the penitentiary. Thomas Cargill was elected warden, and F. McLemore, W. S. Kyle, and Richard J. Harrison were elected inspectors.

#### THE LEASE SYSTEM.

On the 4th of February, 1846, the Governor approved an act to lease the penitentiary, including buildings, convicts, machinery, and other property, for a term of six years, provided, "that the State shall in no case pay the lessee anything in consideration of his taking charge of the penitentiary beyond the permission to take to himself the profits of the labor of the convicts." Under this act, the prison and all things thereunto pertaining appears to have been leased to J. G. Graham, who does not seem to have undertaken to pay anything for it. The lessee became warden, and all the other offices, except those of physician and inspector, were abolished.

In 1852, the penitentiary was again leased for a term of six years, and M. G. Moore and F. Jordan became lessees at an annual rental of \$650, which up to September 30th, 1857, they had failed and refused to pay, as stated by the Auditor in his report of that date, and there is no evidence that it was ever paid.

In 1858, at the expiration of the lease to Moore & Jordan, Dr. Ambrose Burrows became lessee for six years at \$1,550 a year. Dr. Burrows died in 1862, and the State resumed control with M. G. Moore as warden.

Little is known of the number, treatment, or health of the convicts, or of the condition of the buildings, or of the extent and character of the machinery, during the period covered by these leases, and I cannot learn the names of the inspectors, who were appointed by the Governor after 1848. In 1855, Governor Winston thought the system a bad one, adopted as a *dernier resort* and "an abandonment of the expectation of reformation, which," he said "was one of the chief arguments in favor of that system of punishment." "The health of the convicts for the last year," he added, "appeared to have been worse than usual." In 1857, Governor Winston still thought the system a bad one, and advocated "a return to the death penalty for the worst offences, and a different punishment for the lesser, then punished by sentence to the penitentiary," to "relieve the

public from supporting the convicts in institutions of this kind." In 1859, Governor Moore said there were 216 convicts in the prison; but his message contains no other information. A report of the Senate committee on the 5th of December, 1861, said the convicts were well provided for by the lessee, and nothing more.

#### THE STATE AGAIN IN CHARGE.

It is learned from the message of Governor Shorter of November 9th, 1863, that for the eighteen months previous to September 30th of that year "the health of the convicts has been unusually good and the entire operation of the prison had been most successfully conducted." There were then in the prison twenty-five convicts from Mississippi. During that period, the warden had paid into the State treasury \$80,000 and had in cash \$23,000 more, and the "stock on hand" was valued at \$44,000—all in confederate currency. The Auditor's reports show that during Warden Moore's administration, which terminated June 5, 1866, he paid to the State \$80,000 in 1863, \$16,331 in 1864, and nothing in 1865 or 1866, and drew out of the treasury in 1864 \$40,000, in 1865 nothing, and in 1866 (lawful currency) \$13,446.82.

#### ANOTHER LEASE.

On the 6th of June, 1866, Governor Patton, "for and in consideration of the sum of five dollars in hand paid, leased the penitentiary and all the appurtenances thereunto belonging, and all the machinery, implements, and tools of every description and kind in and about the penitentiary," to Smith & McMillan, provided the lessees might abandon the lease if the next ensuing Legislature failed or refused to authorize the employment of the convicts on railroads or in the coal fields, and loaned the lessees \$15,000 for six years, the term of the lease, at six per centum per annum. December 7th, 1866, the act was approved authorizing the employment of convicts upon private or public work anywhere in the State. Smith & McMillan's bond for repayment of the loan has recently been found here, uncanceled, and there is no reason to believe the debt has been paid. A. K. Shephard and Thomas Peters are sureties on the bond for the loan.

This is the first of the penitentiary leases of whose practical working there is any information; and the fragmentary papers in this case have but recently been discovered. Smith & McMillan were the lessees known to the State; but Thomas Peters, Sam Tate and A. K. Shephard were in fact partners with them. During the term of the lease, the partnership appears to have been several times changed, McMillan parting with his interest, and other partners coming into the firm, viz: Campbell Wallace, W. B. Greenlaw, M. B. Pritchard, J. W. Sloss and M. J. Wick. Machinery, implements, tools, etc., inventoried at \$19,668.27, were turned over to Smith & McMillan when they came into the lease, to be returned in kind. There is nothing said of the condition of the grounds and buildings when they took possession. It is known how they left them. On the 13th of June, 1872, I. W. Suttle, W. H. Odionie, and James Thadens, inspectors, officially reported the main building in very bad condition, the roofs leaking, the gutters gone, the shops and hospitals decaying, the floors rotting, the windows and doors broken, many of the window sash entirely gone, and "everything as badly torn up and scattered as it is possible to imagine." The inventory of property returned to the State amounted to \$9,602.57, and that barely fit for use. They turned over about 175 convicts. This was the last lease.

#### THE STATE RESUMES CONTROL.

On the 6th of June, 1872, M. G. Moore was appointed warden, and on the 8th of that month he entered upon his duties as such. The Senate refused to confirm this appointment, and on the 1st of March, 1873, Larkin G. Willis, who had been appointed and confirmed, took charge of the prison. Willis died, and was followed March 1, 1875, by John G. Bass, who remained in office until he was succeeded by John H. Bankhead, on the 1st of March, 1881.

On the 22d of January, 1875, a joint legislative committee reported that they had visited the penitentiary and made such examination as was possible of the books and accounts of the warden, and found them very unsatisfactory. The expenditures during Moore's term had been \$11,302.61, and they found vouchers for but \$4,745.19. During the administration of Willis, the expenditures had been \$30,194.52, and they found vouchers for but \$7,858.47. The committee

reported many specific abuses, indicating utter incompetency or gross negligence, at least.

When established, the penitentiary was equipped with such machinery, tools, implements, &c., as were necessary for the employment of the convicts within the walls, and to this equipment additions were from time to time made as needed, and, when it was operated by the State, materials were bought and manufactured, and the products were sold. At the date of Smith & McMillan's lease, these engines, tools, machinery, &c., were valued at nearly \$20,000. In 1872, less than half of this was left. In March, 1881, all the personal property turned over to the present warden was appraised at about \$500.

#### INSPECTORS' REPORTS.

The earliest inspectors' report I have seen is in manuscript, covering the period between July 1, 1866, and July 1, 1868, the first two years of Smith & McMillan's lease, and is made by Thos. Williams, J. L. Pogue, and C. M. Cabott, who declared the lease system a great success, and commended the wisdom of its adoption. During this period there were in the prison 516 convicts, of whom 18 had been discharged, 87 had been pardoned, 24 had escaped, and 93 had died. Of the 294 in prison at the date of the report, 95 were whites and 199 were colored.

The next report, dated October 1, 1870, is also in manuscript. It covers the preceding year, and was from John H. McOntechn, John Weiss, and Baker Kyle, inspectors, who said the prison in every respect was conducted by the lessees in a lawful and humane manner, and who were greatly pleased with the existing system "as conducive in every respect to contentment and reformation of convicts." Aside from the tables, their report is in five lines. It appears that on the 1st of October, 1869, there had been in the penitentiary 263 convicts, and 97 had been received during the year, of whom 77 had been discharged by expiration of term of service, pardon, and orders of the Supreme Court, 6 had escaped, and 92 had died, leaving 185 in prison. Of the deaths, 22 were from pneumonia, 13 from chronic diarrhoea, 7 from diseases of the heart, 5 from congestion of the brain, 4 from consumption, 4 from dysentery, and the others from various diseases. The number of convicts of each race is not given.

These are the only reports to be found embracing the term of Smith & McMillan's lease. They are simply a register of the convicts, with the briefest possible commendations of the beauty and beneficence of the lease system. The inspectors had no business matters to look after beyond the care and preservation of the property of the State, which, as has been seen, was as nearly destroyed between 1866 and 1872 as was possible without the assistance of fire. In 1872, the State resumed control of property and convicts. There appears to have been no report made during Warden Moore's administration, from June 6th, 1872, to March 1st, 1873. Since that date printed reports of the warden and other officers have been preserved.

The inspectors' report for 1872-3 only goes back to March 1st, 1873, when Warden Willis entered upon his duties. It is made by Sam D. Oliver and Henry C. Bryan. On the 1st of March, 1873, there were 133 convicts in the penitentiary and 86 had been received, of whom 11 had escaped, 7 had been pardoned, 9 had been discharged, and 20 had died, leaving in prison 172. It appears from the physician's report, that there had been 8 deaths in prison from October 1st, 1872, of whom "5 came from the railroad hopelessly diseased," and that there had been during the year 39 deaths among the convicts working on the road. There had been, therefore, 47 deaths in the year, 20 of which occurred after March 1st, 1873. Of the 219 convicts in the prison between March 1st and October 1st, 1873, 34 were white and 185 were colored. Warden Willis says, when he entered upon his duties "the most of the convicts were at work on the railroad under Rucker and his associates," and that he "had them all brought to the prison, owing, principally, to the fact that their condition was such that unless they were better cared for they would all soon die." At the date of this report, about 50 convicts were at the mines at Ironton, about 50 on the State farm, and the balance in the walls. The State farm had been bought in the early part of this year, and the warden refers to the "calamities" which had attended its cultivation.

The inspectors' report for the year ending October 1st, 1874, was made by Sam D. Oliver, G. L. Zimmerman, and Henry C. Bryan, who had "visited and inspected the convicts under contract to public and private enterprises," and were "pleased to report their condition as excellent, being well fed and clothed, and as well contented as possible."

"The present warden," they added, "does not tolerate any cruelty or abuse on the part of parties working convicts." On the 1st of October, 1873, there were in the prison 172 convicts and 147 had been received, of whom 35 had been discharged, 8 had been pardoned, 25 had escaped, and 13 had died, leaving in prison 238. Of the 238 in prison, 31 were whites and 207 colored. These were employed as follows: At New Castle coal mines 30, at the Red Mountain Iron Works 18, under contract to private individuals 62, on the State farm 69, and in prison 59. There is no reference to the prices paid for convict labor. The warden reported that he had collected during the year \$9,148.93, and that there was due the penitentiary from all sources \$19,628.06.

On the 30th of September, 1873, Warden Bass in his first report to the inspectors called their attention to "the dilapidation and demoralization of the institution" when he took charge of it. "The buildings or shops containing all the valuable machinery and roofing on the south wall burnt down—nothing left from it except an "unsightly pile of brick and worthless machinery; the remaining shops had but few tools and no material." He had drawn from the State treasury \$2,000, and collected \$1,876.35, and had disbursed \$2,922.28. "All parties," said the warden, "contracting for the hire of convicts have erected good and substantial buildings for the safe keeping of the prisoners, and to all appearances comply with all the requirements of their agreements." He had visited all the prisons or places of confinement, and found the convicts "were well fed and clothed, with good sanitary regulations, and were as well satisfied as they could be under such circumstances." The inspectors made no report. On the 1st of October, 1874, there were in the prison 237 convicts, and 276 had been received during the year, of whom 63 had been discharged, 19 had been pardoned, 40 had escaped, and 23 had died, leaving in prison 368. Of the 513 convicts during the year, 74 were whites and 439 were colored.

Inspectors James M. Bradburn, A. T. Goodwin, and J. H. Judkins, reported October 9th, 1876, that the convicts employed without the walls were worked by the Newcastle Coal Company at Newcastle, the Eureka Company at Helena, the Alabama Iron Company in Talladega county, Jackson, Morris & Co. in Chilton county, Monroe Parker in Coosa county, Thomas Williams in Elmore county, Storrs



& Parker in Elmore county, Fariss & McCurdy in Lowndes county, Gains Whitfield in Marengo county, B. S. Smith in Tallapoosa county, and C. T. Pollard in Montgomery county. They had visited most of the camps four times during the year and were "gratified to state that their complaints and suggestions with reference to the proper management and treatment of convicts had been heeded," and the "convicts everywhere were being properly cared for and guarded." There is no summary of the convicts received, died, pardoned, or discharged, but there appears to have been 520 convicts in the prison at the close of the year.

Inspectors, Messrs. Bradford, Goodwin, and Judkins, October 24th, 1877, reported the names of those working convicts without the walls, and the number worked by each. The number thus employed was 557. They had visited all the camps quarterly, and some oftener. They had examined the convicts' food and the provisions kept for them, and had inspected their quarters, hospitals, and clothing, and privately had interrogated them closely, and confidently asserted that they were "everywhere being well cared for and humanely treated." There were 45 deaths during the year. The average number worked at the mines was 120, of whom 15 had died; of 405 on the farms and at out door work (not including those in the mines or on the railroads) 18 had died, of whom 5 from sunstroke. There were in the prison at the beginning of the year 520 convicts and 311 had been received during the year, of whom 80 had been discharged, 17 had been pardoned, 45 had died, and 34 had escaped, leaving in prison at the end of the year, 655. Of the 831 convicts during the year, 81 were whites and 750 were colored.

For 1878, Inspectors Bradford, Goodwin, and Judkins reported the buildings, lands, and stock of the prison in excellent condition, and also reported continued improvement in the care and treatment of convicts under their vigilant inspection. The only lessee of convicts in addition to those previously reported was N. J. Stallworth, of Monroe county. At the beginning of the year there were 655 convicts in the prison and 218 were received during the year, of whom 137 had been discharged 30 had been pardoned, 11 had been delivered to sheriffs, 18 had died, and 23 had escaped, leaving 654 on hand. Of the 873 in the prison during the year 102 were whites and 771 were colored.

The inspectors for the two years ending October 1, 1880,

were A. G. Simpson, A. T. Goodwin, and J. H. Judkins. Their report, under the act of February 13th, 1879, gave the names of lessees and the names of the convicts hired to each. The convicts worked without the walls were hired at five dollars a month for full hands, and two and a half dollars for half hands, and nothing for dead-heads. This is the first report in which the price paid for convict labor is stated, but these had been the prices for a number of years. The inspectors said: "Contractors have been required to provide, and have provided, strong prisons for the safe keeping and comfort of convicts. These prisons have generally been neatly kept, and we have required much attention to be given to the sanitary regulations of them. \* \* \* We have in every instance diligently enquired into the treatment of the prisoners, and we now state that during this period the convicts have generally been well clothed and fed and humanely treated, and that corporeal punishment has only been inflicted in extreme cases." This is the first instance in which reference is made to this punishment. "All the buildings and the walls of the prison have been thoroughly repaired," they said, "and with the same care now taken will not for a long time require an outlay of money for their preservation." At the beginning of the term there were in prison 654 convicts and 275 were received during the term, of whom 274 had been discharged; 29 had been pardoned, 36 had escaped, and 60 had died, leaving in prison 540. Of the deaths 32 were at the coal mines and the Alabama Furnace, or had been returned sick from one of these places, 19 were on plantations, 4 were in the penitentiary, and 4 not stated.

#### THE REPORTS FOR 1880-2.

The reports of the warden and inspectors for 1880-2 are herewith laid before you. At the beginning of this term there were in the penitentiary 540 convicts and 325 were received during the term, of which 240 were discharged, 26 escaped, 16 were pardoned, and 61 died, leaving 522 in prison October 1, 1882. There is not only a falling off in the number of convicts, but there is a remarkable deterioration in their labor capacity. On the 30th of September, 1880, of 540 convicts, 440 were rated as first-class hands. On the 30th of September, 1882, of 522 convicts, only 112 were thus rated. The warden attributes this to three

humane purposes of the prison, had inflicted upon refractory convicts other punishment than that of solitary confinement, the only punishment authorized by the Code in such cases, and the House committee, censuring this, reported a resolution to authorize in extreme cases such severer punishment as should be deemed most advisable by the warden, physician and inspectors, or a majority of them, "provided, that in no case should whipping be allowed."

At the beginning of the session of 1844-5, the prison was becoming a matter of considerable concern. There had been a fire, by which a row of wooden workshops had been burned. Warden Hogan, before retiring, drew the \$8,000 appropriated in 1843-4 for the current expenses of the year, and applied the whole of it to the payment of some of the debts of the prison. When the new warden entered upon his duties, he found himself without money, or materials, or supplies for the support of the convicts. There was no alternative, and Governor Fitzpatrick advised purchases on credit, and advanced to the warden \$1,000 from the contingent fund. The message at this session gives us no other information of the financial condition of the prison; but January 29, 1845, an appropriation of \$15,000 was made for it, which was subsequently found to be wholly insufficient.

When the Legislature met in December, 1845, the financial condition of the prison was pretty nearly as bad as it could be. In his message, the Governor said: "The institution, however, has for some time labored under heavy pecuniary embarrassments, which have, to a considerable extent, impeded its operations. \* \* \* The sum of \$15,000 appropriated at the last session of the General Assembly for the support of the penitentiary the coming year, it is to be regretted, was wholly insufficient to do so, and at the same time discharge the debts due by the institution at the period when the appropriation was made. A large number of the debts due last year have consequently not been paid. I am not informed of the exact amount owed by the penitentiary."

From a report made by a Senate committee December 24, 1845, it appears that to that time the State had appropriated for the support of the penitentiary \$42,000, viz: in 1841-2, \$10,000; 1842-3, \$8,000; in 1843-4 (including \$1,000 from the Governor's contingent fund) \$9,000; and in 1844-5, \$15,000. To this time, the sale of penitentiary fabrics had amounted to \$21,565.75. At this session (1845-6)

appropriations to the amount of \$11,576.44 were made to pay the debts of the penitentiary. Thomas Cargill was elected warden, and F. McLemore, W. S. Kyle, and Richard J. Harrison were elected inspectors.

#### THE LEASE SYSTEM.

On the 4th of February, 1846, the Governor approved an act to lease the penitentiary, including buildings, convicts, machinery, and other property, for a term of six years, provided, "that the State shall in no case pay the lessee anything in consideration of his taking charge of the penitentiary beyond the permission to take to himself the profits of the labor of the convicts." Under this act, the prison and all things thereunto pertaining appears to have been leased to J. G. Graham, who does not seem to have undertaken to pay anything for it. The lessee became warden; and all the other offices, except those of physician and inspector, were abolished.

In 1852, the penitentiary was again leased for a term of six years, and M. G. Moore and F. Jordan became lessees at an annual rental of \$650, which up to September 30th, 1857, they had failed and refused to pay, as stated by the Auditor in his report of that date, and there is no evidence that it was ever paid.

In 1858, at the expiration of the lease to Moore & Jordan, Dr. Ambrose Burrows became lessee for six years at \$1,550 a year. Dr. Burrows died in 1862, and the State resumed control with M. G. Moore as warden.

Little is known of the number, treatment, or health of the convicts, or of the condition of the buildings, or of the extent and character of the machinery, during the period covered by these leases, and I cannot learn the names of the inspectors, who were appointed by the Governor after 1848. In 1855, Governor Winston thought the system a bad one, adopted as a *dernier resort* and "an abandonment of the expectation of reformation, which," he said "was one of the chief arguments in favor of that system of punishment." "The health of the convicts for the last year," he added, "appeared to have been worse than usual." In 1857, Governor Winston still thought the system a bad one, and advocated "a return to the death penalty for the worst offences, and a different punishment for the lesser, then punished by sentence to the penitentiary," to "relieve the

seems some doubt, they were not enough to keep the property in even tolerable repair, and there was the loss of interest on the investment in grounds, buildings, and machinery. In 1863, there was a payment of \$80 000 into the treasury, in Confederate money; but during the remainder of the administration of the warden who made this payment, no other considerable payment was made, and large drafts upon the treasury in his behalf dispelled the hopes inspired by his promising beginning. Then followed a six years' lease, for which the State appears to have paid \$15,000, and during which the property was reduced to a wreck. Since the expiration of this lease, now ten years, it has been in the hands of wardens, from whom, from time to time, much has been expected, and who, from time to time, have promised much. The figures hereafter given, the debits being the amounts paid by the State on account of the penitentiary, and the credits the amounts paid by it to the State, tell the story of its relations to the treasury during this period:

## Dr.

1872-3.	For pay of officers. ....	\$ 3,366.85
1873-4.	For officers and supplies. ....	21,760.85
1874-5.	For officers, supplies, and debts. ....	11,675.14
1875-6.	For officers and claims. ....	9,673.57
1876-7.	For officers and claims. ....	7,292.48
1877-8.	For officers and claims. ....	7,624.57
		<hr/>
		\$61,393.46

## Cr.

1872-3.	By Cash. ....	\$ 000.00
1873-4.	" .....	000.00
1874-5.	" .....	000.00
1875-6.	" .....	6,000.00
1876-7.	" .....	14,000.00
1877-8.	" .....	16,000.00
		<hr/>
		\$36,000.00
		<hr/>
To balance. ....		\$25,393.46

I have always considered the cost of conveying convicts to the penitentiary a proper charge upon it, as it is incurred through and on account of it; and where such cost now ac-

crues it is paid by the penitentiary. To the above balance against the penitentiary for six years I would add, therefore, the amounts paid at the State Treasury for this service during this period, which aggregate \$75,122.24; and it is entitled to credit for \$6,000 a year for four years for the labor of one hundred hands under contract for the State farm. The total balance against the penitentiary for these eight years is \$76,515.70, as follows:

## Dr.

1872-3.	For officers.....	\$ 3,366.85	
	For conveying convicts,...	8,668.76	\$12,035.61
1873-4.	For officers and supplies...	21,760.85	
	For conveying convicts....	8,353.90	30,114.75
1874-5.	For officers, s'plies and d'ts.	11,675.14	
	For conveying convicts...	15,761.16	27,436.30
1875-6.	For officers and claims....	9,673.57	
	For conveying convicts....	16,462.65	26,136.22
1876-7.	For officers and claims....	7,292.48	
	For conveying convicts....	13,107.25	20,399.73
1877-8.	For officers and claims....	7,624.57	
	For conveying convicts....	12,768.52	20,393.09
Total.....			<u>\$136,515.70</u>

## Cr.

1872-3.	By cash.....	\$ 0,000.00	\$ 0,000.00
1873-4.	By cash.....	0,000.00	0,000.00
1874-5.	By cash.....	0,000.00	
	By State farm.....	6,000.00	6,000.00
1875-6.	By cash.....	6,000.00	
	By State farm.....	6,000.00	12,000.00
1876-7.	By cash.....	14,000.00	
	By State farm.....	6,000.00	20,000.00

1877-8.	By cash.....	16,000.00	
	By State farm.....	6,000.00	22,000.00
	Total.....		\$ 60,000.00
	Total debits.....		\$136,515.70
	Total credits.....		60,000.00
	To balance.....		\$ 76,515.70

In this time, however, in 1877 and 1878, work estimated at over \$12,000 was done under contract on the Wetumpka Branch of the South & North Railroad, in consideration of which the officers of the penitentiary, State officers on official business connected with the penitentiary, sheriffs and guards *en route* to the penitentiary with convicts, and materials for supplies to it, are to be free of freight or passenger charges over the Branch Road (between six and seven miles long) for twenty years—now worth perhaps \$50 a year.

When I entered upon my duties here, there were 654 convicts in the penitentiary, the greater number of them able-bodied hands. I thought then, as I think now, that if the hard labor system is to be continued, the labor of the convicts ought to bring an amount sufficient to cover the current expenses of the prison and cost incident thereto. I submitted this view to one of the inspectors, and requested him to bring it to the attention of the other inspectors and the warden, with the request that they take it into consideration and make such suggestions as to them might appear best and most practicable. At that time there were no convicts in the penitentiary not under contracts having from eighteen months to four years to run, at five dollars a month for full hands; and these contracts could only be determined by the consent of the contractors and the warden. The old, and sick, and infirm, and crippled, unable to make half hands at half price, were supported in the penitentiary; and the State was paying from \$10,000 to \$16,000 a year for carrying convicts from the jails to the penitentiary. I had frequent conferences with Mr. Jenkins, an inspector appointed by my predecessor, from the fall of 1878 to the spring of 1879, with the hope of securing the advice of the inspectors as a board as well as that of the warden, in the premises. In February or March, it was suggested by him

that no harm could come to the State from an advertisement for the lease of the penitentiary for six years, as the right to reject all bids could be reserved. Such an advertisement was published, the lessee, in the event of a lease, to take subject to all contracts, which were to be carried out according to their terms; and bids, under the advertisement, were received. About the time the bids were opened, the warden informed me of a proposition from a portion of the then contractors to cancel existing contracts and make new ones, increasing the price from \$5 a month to \$6 a month. I told him, if the contractors would also agree to take all the convicts and agree to receive them at the jails where they were confined, so as to free the State from the support of what are known as deadheads as well as of all expense after conviction, that I would reject all bids for the lease and would approve contracts in accordance with such agreement. This was agreed to; and an agreement in writing to this effect, signed by the warden and a number of old contractors, was presented to me, upon which I endorsed, in substance, that I would approve contracts in accordance with the terms of such agreement, and rejected the bids for the lease, as the State would realize more from the proposed new contracts than from the highest bid for the lease, which was made by Messrs. DeBardeleben and Jackson in the name of George Morris. No contracts were ever made by the warden under this agreement; but the able-bodied convicts were hired out and the deadheads retained by the warden and supported by the State, as is the practice of the present warden.

The proposition to lease the penitentiary attracted attention and provoked discussion which developed the value of convict labor and led to a competitive demand which has resulted in new contracts as the old contracts expired at more than double the price previously paid, in addition to which contractors now take the convicts at the jails, and the State is relieved of the cost of transporting them to the prison. Under these better contracts, notwithstanding a decrease of more than one-third in the number of convicts and even a greater decrease in their working capacity, the penitentiary has for the first time in its history become profitable to the State, as the following figures show. The debits include the pay of officers, the cost of transporting convicts to the penitentiary when such is incurred, and all



other expenses on account of the penitentiary embraced in the last foregoing table:

1878-79—For everything.....	\$12,464.04
1879-80—For everything.....	7,790.40
1880-81—For everything.....	7,249.93
1881-82—For everything.....	6,981.48
	<hr/>
	\$34,485.85

## Cr.

1878-79—By cash.....	\$18,000.00
1879-80—By cash.....	27,000.00
1880-81—By cash.....	20,029.18
1881-82—By cash.....	30,000.00
	<hr/>
By balance.....	\$60,243.33

This is the cash balance, representing money paid into the treasury, and to this should be added, as in the preceding statement, \$24,000 paid in labor on the State farm, making the total net balance in favor of the penitentiary for four years \$84,543.33, as follows:

## Dr.

1878-79—For everything.....	\$12,464.04
1879-80—For everything.....	7,790.40
1880-81—For everything.....	7,249.93
1881-82—For everything.....	6,981.48
	<hr/>
	\$34,485.85

## Cr.

1878-79—By cash.....	\$18,000.00	
By State farm.....	6,000.00	
	<hr/>	\$24,000.00
1879-80—By cash.....	\$27,000.00	
By State farm.....	6,000.00	
	<hr/>	33,000.00
1880-81—By cash.....	\$20,029.18	
By State farm.....	6,000.00	
	<hr/>	26,029.18
1881-82—By cash.....	\$30,000.00	
By State farm.....	6,000.00	
	<hr/>	36,000.00
		<hr/>
		\$119,029.18

Total debits.....	\$ 34,485.85
Total credits.....	119,029.18
	<hr/>
By balance.....	\$ 84,543.33

#### SUGGESTIONS AND RECOMMENDATIONS.

I have as briefly as possible reviewed the history of the penitentiary in its relations to the special purposes for which it was established and to the treasury, and I regret that I cannot aid your deliberations by fuller information, which, perhaps more fortunate in your researches than I have been in mine, you may obtain from sources to which I had not access. The prison has been operated by the State under wardens of its own selection, until recently at heavy cost. Its management has again and again been transferred to lessee, with some mitigation of the drain on the treasury, at the expense of a valuable property which at the termination of the last lease, was a wreck and ruin. The convicts have been worked within the walls and supported at the public expense; and they have been worked without the walls at a loss. Through all the changes, the convicts appear generally to have been treated with inhumanity. From the beginning it has been an utter failure as a reformatory institution; and contrary to the intention of its founders, it has been made a means of punishment more terrible than that it was intended to modify. The experience of the past four years proves that it can be sustained on a pecuniarily profitable basis. The experience of the past two years shows that the cruelties and abuses which have made the condition of the convict intolerable are as unnecessary as they have been shameful and brutal. A determined effort on the part of the Inspectors and the warden has cleansed the prisons, supplied them with water, provided hospitals, bettered the clothing, secured medical attention to the sick, and improved the quality and increased the quantity of food. A more determined effort will in all these respects bring the standard up to that prescribed by the laws, which each officer of the penitentiary swears to enforce and execute. The statutes particularly prescribe the sanitary regulations of prisons, the clothing, diet, meals and medical attention of convicts, the punishments to which they may be subjected, and the privileges to which they are entitled. These

prescriptions are embodied in the agreements of contractors for convict labor, and may be enforced in the courts. There can be few abuses if the officers of the State do their whole duty fearlessly and faithfully. If contractors are deaf to the pleadings of humanity, and blind enough to their own interests to expect full work from half-naked and half-starved men, they should be compelled to obey the law. Through many years, in which, as has been seen, the care and treatment of convicts was uniformly officially reported as all that could be desired or required, grew into full stature the abuses now described by the warden and inspectors as existing two years ago, and which have been but partially corrected yet. It is not the work of a day, or of a year, to accomplish complete reform under such conditions; but what has lately been done shows what may be done. The business management of the penitentiary can hardly be considered otherwise than satisfactory now; but stringent measures should compel speedy and sweeping changes in the treatment of convicts, and hold to a strict and stern responsibility those through whose act or negligence such wrongs occur as those now brought to our attention.

If, however, the penitentiary system is not to be abandoned, there must be material changes in our criminal legislation. The penitentiary is fast becoming a hospital, and not a prison. It is filling up with the old and the sick and the maimed and the blind, who cannot be made self-supporting; and the administration of justice through which this is being done, is not in the interest of humanity. The punishment substituted for the penitentiary is attended with all the aggravations which have aroused a feeling of resentment towards our penitentiary system, and with almost none of its mitigations under inspections and supervision.

The two houses will determine what shall be done with the penitentiary, what shall be its management, under what system it shall be administered, and what changes shall be made in the laws affecting it incidentally. If the present system is to be maintained, many sections of the Code relating to its organization and discipline should be re-written, for they are based upon the assumption that the convicts are within the walls. If the convicts are to be bired without the walls, as they now are, the Legislature may well declare how they are to be bired and in what employments they shall be used, and ought to provide a summary method of determining contracts for violation by the contractors of

their undertakings in the treatment of convicts. The Governor, held to a large accountability for errors or evils of penitentiary administration, but now with little power but to approve or reject contracts, ought to be authorized for good and sufficient cause to suspend the warden from the discharge of his duties until the next ensuing session of the Legislature, and to remove for cause the inspectors, under a requirement to report his reason therefor in writing to the General Assembly. A more efficient system of inspection is indispensable; and if the county hard labor system is to be continued, the duties of the State prison inspectors should be extended to embrace county convicts.

With such modifications as are entirely practicable, I think under the present system of management and administration the penitentiary may yet be made to accomplish even more than the ends contemplated by its founders.

#### THE WARDEN'S PLAN.

The warden proposes to abandon the property at Westumpka, to mass all the convicts at a single place and provide new accommodations there for them, and to so hire them out that they will all be worked under his immediate supervision. To this modification of the present system there are serious objections. It contemplates the abandonment of a valuable property, which is not adapted to any other public use, and which could not be sold at a price to make its sale a matter of consideration. It contemplates the erection of new and costly buildings elsewhere. It practically provides for the exclusion of all competition for the hire of convict labor under conditions which render it improbable that anything like a fair value of the labor would be offered for it; for it is not to be expected that any one would pay the full value of labor where the laborer is under the immediate supervision of a presumably hostile interest. A single interest could use the labor, and, the plan once adopted, it could dictate the terms of hire. The suggestion that, under this plan, convicts, working under the eye of the warden, would be better treated than at present, is not conclusive. It would depend largely upon the warden. The law now throws around the convict its protection, regulating his hours of labor, his food, his clothing, his general treatment when well, his care when sick, and his punishments, and the requirements of the law are embodied in

contracts which it is the warden's duty to enforce. A warden who would neglect this duty, would not probably be more diligent or faithful if given a more direct control under circumstances surrounding him with temptations. There is no instance on record, so far as I am informed, where a warden has taken steps to rescind a contract for a violation of its stipulations for the protection of convicts, though there is abundant evidence of utter disregard of the stipulations by contractors. If in course of time, a weak or a corrupt man should become warden, it is easy to see how the interests of the State might be more entirely subordinated to the interests of a single powerful contractor or body of contractors than is possible while numerous contractors representing diverse interests keep watch over each other and over a common adversary. A contractor, who without the personal supervision of the warden would violate the conditions of his agreement to the injury of the State, or outrage humanity at the expense of the prisoner, would not hesitate to use a warden who might weakly or wickedly submit himself to his wishes. As a plan of the magnitude of that proposed by the warden could not be soon abandoned after once being adopted, a possibility of this sort, no matter how remote it seems, is not to be overlooked. Other objections to the warden's plan are forcibly suggested by the inspectors in their reports.

#### THE PENITENTIARY FARM.

On the 29th of March, 1873, Governor Lewis approved an act to authorize the warden of the penitentiary, with the approval of the inspectors, and with the consent and approval of the Governor, "to purchase for, and in the name of the State of Alabama, a suitable tract or parcel of land, containing not more than two thousand acres," "to be first-class farming land, and in a healthful locality," at a price not to exceed \$50,000. To pay for this, the Governor was authorized to issue eight per centum bonds payable in ten years. The faith and credit of the State was pledged "that the net profits arising from the cultivation of said plantation or farm shall be used for the payment of principal and interest" of the bonds thus authorized. The eighth section of the act declared, "that in no event shall the State of Alabama become, or made, or held liable for the payment of any bonds issued under the provisions of this act,

beyond the value of the issues and profits derived from said lands, after deducting the expenses in conducting and operating said farm." Very soon after the approval of this act, in time to attempt to make a crop that year, what is now known as the penitentiary farm was bought from Thomas Williams, for fifty thousand dollars, and bonds to that amount were issued in payment. The farm is situated on the Tallapoosa river, in Elmore county, and contains about 2,000 acres. The State operated this place about two years, with the result which has invariably attended its attempts to conduct and manage business enterprises. There were worms to destroy cotton in cultivation, and floods and overflows and drought, and net profits were not realized. On the 10th of March, 1875, an act was passed authorizing the Governor to change the contract with Mr. Williams, and it was so changed that the bonds were returned and cancelled, and in place of them, as payment for the farm, the services of one hundred convicts for eight years were given, at the expiration of which period the farm is to be delivered into the possession of the State. This contract will terminate on the 1st of January next, and it will soon be necessary to determine what use or disposition shall be made of the property thus acquired.

R. W. COBB.

The foregoing message was received and referred to the committee on penitentiary and criminal administration, and 500 copies ordered printed.

Also, a message transmitting the report of the board of trustees of the Agricultural and Mechanical College of Alabama, which was laid on the table and 500 copies ordered printed.

Mr. Jones presented petition in relation to prohibition in Tallapoosa county ;

Which was referred to the committee on temperance.

Mr. Berry presented a petition on the subject of prohibiting the sale of liquor in portions of Dallas county ;

Which was referred to the committee on temperance.

#### SPECIAL ORDER.

The hour of 12 m. having arrived the special order, the resolution relative to the increase of the judicial circuits was taken up, and on motion of Mr. Brown, of Talladega, its

further consideration was postponed, and made special order for 12 m. Wednesday.

#### MESSAGE FROM THE GOVERNOR.

A message was received from the Governor transmitting the report of the board of commissioners of the Deaf and Dumb and the Blind Asylum, at Talladega;

Which was referred to the committee on public buildings and institutions and 500 copies of the report ordered printed—300 for the House and 200 for the Asylum.

#### REPORTS FROM STANDING COMMITTEES.

Mr. Cowart, from the committee on temperance reported favorably to the bill—

H. B. 58. To repeal an act to prohibit the sale or disposing of spirituous, vinous or malt liquors, or other intoxicating beverages in the counties of Monroe, Escambia and Pickens, on and after January 1, 1882, so far as the same relates to Pickens county;

On motion of Mr. Willett the further consideration of the bill was postponed and made the special order for Monday next, 12 m.

Mr. Cowart, from same committee, reported favorably with amendment to the bill—

H. B. 167. To amend section 1 of an act to prohibit the sale or giving away of spirituous liquors within five miles of Sulphur Spring's Church, and other places therein designated in Talladega county;

Amend by adding: Approved December 8th, 1873;

The amendment was adopted and the bill was ordered to a third reading forthwith, read the third time and passed—yeas 84, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Avent, Avery, Baker, Beck of Wilcox, Berry, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Dowling, Dunklin, Edwards, Ferrell, Fuller Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, John, Jones, Kendrick, Kimbrough, Lang, May, Meldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter,

Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson Smith of Dallas, Swan, Sanford, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—84.

Mr. Cowart, from same committee reported favorably with amendments to the bill—

H. B. 7. To authorize the probate judge of Chambers county to order an election in said county to prevent the sale, giving away, or other disposition of vinous, spirituous or malt liquors or intoxicating bitters, within the limits of said county;

Amend as follows:

1. That it shall require the application of 20 freeholders instead of one to order an election.

2. That "intoxicating bitters" shall follow the words "malt liquors" wherever they occur.

3. That the election shall be held at each precinct;

The amendments were severally adopted and the bill ordered to be engrossed for a third reading on to-morrow.

Also, from same committee, reported favorably to the bill—

H. B. 139. To repeal an act to amend section 1544 of the Code, approved March 1, 1881, relating to recommendation necessary to obtain license, so far as the county of Cullman is concerned;

Mr. Porter moved to amend by adding Coosa county;

Mr. May to include Marshall county;

The amendments were severally adopted and the bill ordered to a third reading forthwith, read the third time and passed—yeas 74, nays 2.

Yeas—Messrs. Speaker, Aderholt, Alexander, Adkison, Avent, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Brown of Tuscaloosa, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Ferrell, Fuller, Garrett, Gere, Glover, Grant, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, May, Moren, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orne, Porter, Powell, Priddy, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Scarborough, Shorter, Simpson, Smith of Dallas, Sanford, Vines, Wat-



lington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—74.

Nays—Messrs. Swan and Underwood of Colbert.

Also, from the same committee, reported favorably to the bill—

H. B. 131. To amend section 1545 of the Code;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 57, nays 14.

Yeas—Messrs. Aderholt, Alexander, Armstrong, Adkison, Avent, Beck of Covington, Beck of Wilcox, Brewer, Brown of Tuscaloosa, Carmichael, Cochran, Cowart, Clayton, Crawford, Fuller, Garrett, Gere, Grant, Griffin, Grisham, Hall, Hammond, Hawkins of Barbour, Hawkins of Shelby, Hogue, John, Jones, Kendrick, Kimbrough, May, Moren, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Porter, Powell, Purifoy, Reynolds of Henry, Russell, Sanford, Scarborough, Shackelford, Shealy, Swan, Sanford, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Williams, Wharton, Whitt—57.

Nays—Messrs. Berry, Bibb, Branch, Clark, Dowling, Ferrell, Ingle, Lang, Muldon, Orme, Shorter, Watlington, Willett, Young of Marion—14.

Mr. Wood, from a special committee, reported favorably to the bill—

S. B. 34. To amend section 4 of an act to incorporate the city of Tuscaloosa, approved March 12th, 1873;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 86, nays 0.

Messrs. Spenser, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Beck of Wilcox, Berry, Bibb, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Fuller, Garrett, Gere, Gorce, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kimbrough, Lang, Moren, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Scarborough, Shackelford, Shealy, Simpson, Smith of Dallas, Swan, Sanford, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—86.

On motion of Mr. Wood, the bill was ordered to the Senate forthwith, without engrossment.

Mr. Simpson, from the committee on corporations, reported favorably to the bill—

H. B. 16. To incorporate the Dallas Compress Company;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 64, nays 7.

Yeas—Messrs. Speaker, Aderholt, Alexander, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Burnett, Branch, Brewer, Browne of Talladega, Carmichael, Cochran, Cowart, Clark, Clayton, Dowling, Dunklin, Edwards, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, John, Jones, Kimbrough, Moren, McCall, Nesmith, Porter, Purifoy, Reynolds of Henry, Robinson, Russell, Sanford, Scarborough, Shackelford, Shealy, Simpson, Smith of Dallas, Swan, Tingle, Underwood of Franklin, Vines, Walker, Willett, Wharton, Whitt, Young of Pickens—64.

Nays—Messrs. Langdon, Muldon, McIntyre, McMillan, Powell, Shorter, Thagard—7.

Also, from same committee, reported favorably the bill—

H. n. 184. To amend an act to require banks, bankers, insurance companies, and others, engaged in the business of lending money, to give receipts for collaterals, approved February 12, 1879;

The bill was ordered to a third reading forthwith; read the third time, and passed—yeas 83, noes 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Graham, Grant, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Swan, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—83.

By leave, Mr. Hammond, from committee on public printing, made the following report:

The committee on public printing would respectfully report:

We have visited the office of Messrs. Allred & Beers, State printers, and find a small force at work on the State printing. Your committee was somewhat surprised at the apparent inability of the State printers to do large jobs of work, and were surprised that the State printing had been awarded them.

But, they reported they were working almost day and night, and would have much of the State work done by Monday (to-day.)

We do not advise any further legislation on this subject at present.

J. D. HAMMOND,  
Chairman.

Mr. Sanford moved that the Governor's message, except that part containing tabulated statements, be printed in the newspaper;

Adopted.

Mr. Simpson, from committee on corporations, reported adversely to the bill—

H. B. 96. To incorporate the Mountain Mills Manufacturing Company;

Pending consideration of which, on motion of Mr. Hamilton the House adjourned until to-morrow morning at 10 o'clock.

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## THIRTEENTH DAY.

HOUSE OF REPRESENTATIVES,

TUESDAY, November 28, 1882.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Howard, of Montgomery.

On the call of the roll the following members answered to their names:

Mr. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck

of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Sanford, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion—94.

The journal of yesterday was read and approved.

The bill—

H. B. 7. To authorize the probate judge of Chambers county to order an election in said county to prevent the sale, giving away, or other disposition of vinous, spirituous, or malt liquors, or intoxicating bitters, within the limits of said county,

Ordered to a re-engrossment on yesterday, was taken up, and ordered to a third reading forthwith; read a third time, and passed—yeas 85, nays 5.

Yeas—Messrs. Speaker, Aderholt, Alexander, Armstrong, Adkison, Avent, Baker, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Haden, Hall, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Jones, Kendrick, Lang, May, Moren, Moragne, McAdory, McIntyre, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Sanford, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—85.

Nays—Messrs. Avery, Harris, Langdon, Muldon, Watlington—5.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

November 28, 1882.

*Mr. Speaker :*

The Senate has originated and passed the bill—

s. B. 32. To amend the charter of the East and West Railroad Company, and to enable said company to engage in mining operations;

And ordered the same forthwith to the House, without engrossment;

Also,

H. B. 18. To amend an act to incorporate the Florence Synodical Female College;

And, also—

s. B. 69. To regulate the trials of misdemeanors in Sumter county;

s. B. 48. To prohibit the sale or disposing of spirituous, vinous, or malt, or other intoxicating beverages, in the county of Wilcox, on and after the first day of April, 1883;

s. B. 49. To amend section 1843 of the Code;

s. B. 21. To amend section 568 of the Code.

W. L. CLAY,  
Secretary.

The Senate bills whose titles are set forth in the above message were severally read once, and ordered to a second reading on to-morrow.

On motion of Mr. Moren, the election of a United States Senator was fixed for one o'clock, p. m.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

November 27, 1882.

*Mr. Speaker :*

The President has, in presence of the Senate, signed the following bill, and your signature to the same is requested:

s. B. 34. To amend section 4 of an act to incorporate the city of Tuscaloosa, approved March 12, 1873.

W. L. CLAY,  
Secretary.

The Speaker, in the presence of the House, immediately after its title had been publicly read, signed the bill, S. B. 34, the title of which is set forth in the above message.

The Speaker announced the following joint committee on the part of the House, to inquire and report what legislation is necessary to protect persons living on the line of districts where stock laws are in force:

Messrs. Hawkins of Barbour, Grisham, Swan, and Branch.

#### BILLS ON SECOND READING.

The bill—

H. B. 284. To fix the time of holding the Circuit Courts of the Fifth Judicial Circuit of Alabama;

Was read the second time, and referred to a special committee of five from the Fifth Judicial Circuit.

The bill—

H. B. 289. To regulate and fix the times of holding the Circuit Courts in the Fourth Judicial Circuit, and the time for pleading therein;

H. B. 290. To regulate the drawing and empanelling of grand and petit juries in Dallas county;

Were severally read the second time and referred to a special committee from the fourth judicial circuit.

The bill—

H. B. 314. For the relief of unmarried widows and legal heirs of soldiers who were killed or died in the military service of the Confederate States, and appropriating the sum of fifteen thousand dollars for this purpose;

Was read the second time and referred to the committee on appropriations.

The bills—

H. B. 286. To form a separate school district embracing the Victoria School in the county of Coffee;

H. B. 308. To authorize the trustees of the State University to hold a special session of the board at Montgomery in certain cases;

Were severally read the second time and referred to the committee on education.

The bill—

H. B. 303. To authorize the court of county commissioners of counties in this State which have no tax collectors to borrow a sufficient amount of money to pay State and general county taxes;

Was read the second time and referred to special committee on railroad tax.

The bills—

H. B. 285. To amend section 823 of the Code ;

H. B. 288. To authorize and require the Governor to destroy all uncurrent funds in the treasury, and all six per cent. bonds that have not been issued ;

H. B. 291. For the relief of Benj. H. Craig, of Dallas county.

H. B. 292. To amend section 435 of the Code ;

Were severally read the second time and referred to the ways and means committee.

The bills—

H. B. 287. To repeal article 2, chapter 1, title 6, part 1, of the Code ;

H. B. 298. To amend section 3655 of the Code ;

H. B. 299. To incorporate the Grand Lodge of the Knights of Pythias of the State of Alabama, and the subordinate lodges under its jurisdiction ;

H. B. 313. To increase the civil jurisdiction of justices of the peace and notaries public with similar powers in Barbour county ;

H. B. 312. To provide the manner in which notice shall be given to non-resident defendants in attachment ;

H. B. 311. To amend section 3226 of the Code ;

H. B. 310. To amend section 2251 of the Code ;

H. B. 309. To amend an act entitled an act to amend an act entitled an act to amend section 5042 of the Code, approved February 13, 1879, approved December 8, 1880 ;

Were severally read the second time and referred to the committee on judiciary.

The bills—

H. B. 295. To amend sections 1586 and 1587 of the Code ;

H. B. 306. To require cattle buyers in the county of Sumter to file a list and description of cattle bought, under oath, with a justice of the peace, and to require justices of the peace to keep a record of the same for inspection of the public ;

Were severally read the second time and referred to the committee on agriculture.

The bill—

H. B. 38. For the better protection of the State in the payment of taxes ;

Was read the second time and referred to the committee on fees and salaries.

The bills—

H. B. 296. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters within three miles of Philadelphia and Liberty Churches, in Marion county ;

H. B. 304. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, intoxicating bitters, or cordials, or fruit preserved in alcoholic liquors, within two miles of Saville church and school house, in Crenshaw county ;

H. B. 305. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters, or cordials, or fruit preserved in alcoholic liquors, within five miles of High Land Home Institute, Crenshaw county, Alabama ;

S. B. 58. To prohibit the selling, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters or beverages, within five miles of the town of Bremen, in Cullman county, Alabama ;

S. B. 70. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters or beverages, within three miles of Soul's Chapel church, in Pickens county ;

S. B. 1. To repeal an act to prohibit the manufacture or sale, or other disposition of vinous, spirituous or malt, or other intoxicating liquors, within the limits of the counties of Limestone and Clark, in this State, approved February 24, 1881, so far as the same relates to Limestone county ;

S. B. 53. To repeal an act to prohibit the sale, disposing of spirituous, vinous or malt liquors, or intoxicating beverages or bitters, within the limits of the counties of Monroe, Escambia and Pickens, approved February 23, 1881, so far as it relates to the county of Pickens ;

Were severally read the second time and referred to the committee on temperance.

The bills—

H. B. 302. To regulate the price of theatrical license, in Marion, Perry county ;

H. B. 307. To incorporate the Talladega Real Estate and Loan Association ;

H. B. 293. To regulate the fine and forfeiture fund of Fayette county ;



H. B. 294. For the preservation of game animals and birds, in the county of Madison;

H. B. 297. To provide for the preservation of game in that part of the Tennessee river and its tributaries that are in the State of Alabama;

H. B. 300. To amend section 1 of an act entitled an act for the preservation of game animals and birds, in the counties of Mobile, Monroe, Marengo, Baldwin, Dallas, Lowndes, Hale, Montgomery, Clarke, Greene, Wilcox, Pike, Talladega, Pickens, Bibb, Autauga, Chilton, Clay and Jefferson;

S. B. 72. To amend an act approved March 4, 1875, to incorporate the town of Elba, in Coffee county;

S. B. 51. To better provide for the examination of county officers, county jail, records of courts of county commissioners, and county chain gangs, of Russell county, in this State, and report thereon;

Which were severally read the second time, and referred to the committee on local legislation.

The Speaker announced the following committees:

To fix the time of holding the courts in the fifth judicial circuit—

Messrs. Robinson, Maren, Smith of Autauga, Randle, Jones;

To fix the time of holding courts in the fourth judicial circuit—

Messrs. John, Beck, and Hogue.

The unfinished business of yesterday, the adverse report of the committee on corporations to the bill—

H. B. 59. To incorporate the Mountain Mills Manufacturing and Railroad Company,

Was taken up, and the adverse report of the committee was concurred in.

Mr. Samford gave notice that he would, on to-morrow, move a reconsideration of the vote by which the report of the committee on the above bill was concurred in.

The hour of 12 m. having arrived, the special order—

H. B. 1. To prevent the sale or exchange of cotton in the seed in Barbour county, and the sale or exchange of seed cotton produced in said county;

The amendment offered by the committee was adopted;

The bill, as amended, was ordered to a third reading forthwith; read a third time, and passed—yeas 50, nays 30.

Yeas—Messrs. Alexander, Armstrong, Adkison, Avent,

Avery, Beck of Wilcox, Berry, Browne of Talladega, Brown of Tuscaloosa, Crawford, Dowling, Dunklin, Fuller, Garrett, Gere, Grabau, Grant, Griffin, Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Harris, Hogue, John, Kimbrough, Langdon, Moren, McIntyre, McCall, McMillan, Nevill, Orme, Powell, Puriloy, Reynolds of Talladega, Robinson, Russell, Sanford, Scarborough, Shealy, Shorter, Smith of Dallas, Smith of Autauga, Vines, Walker, Willett, Wood, Whitt—50.

Nays—Messrs. Speaker, Bibb, Broyles, Cochran, Cowart, Clark, Goree, Glover, Haden, Hawkins of Jefferson, Hawkins of Shelby, Hunt, Ingle, Jones, Kendrick, Moren, Moragne, Nesmith, Porter, Raisler, Reynolds of Henry, Shackelford, Simpson, Swan, Sanford, Thagard, Underwood of Colbert, Underwood of Franklin, Watlington, Williams, Young of Marion—30.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

November 28, 1882.

*Mr. Speaker:*

The President of the Senate has appointed Mr. Gardner on the joint committee on immigration on part of the Senate, in place of Mr. Brewer, excused at his own request from service on that committee.

W. L. CLAY,  
Secretary.

#### VOTE FOR UNITED STATES SENATOR.

This being the second Tuesday after the meeting and organization of the General Assembly, and the hour of one o'clock having arrived, the House proceeded to vote *viva voce* for a Senator to represent the State of Alabama in the Congress of the United States, for the full term commencing on the 4th of March, 1883.

Mr. Moren nominated Hon. John T. Morgan, of Dallas county;

Mr. Branch nominated Hon. Paul L. Jones, of Madison county.

Those who voted *viva voce* for Mr. Morgan are:

Messrs. Speaker, Aderholt, Alexander, Armstrong, Adki-

son, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Graham, Grant, Griffin, Grisham, Hall, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, John, Jones, Kendrick, Kimbrough, Lang, May, Moren, Moragne, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Sanford, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—84.

And those who voted for Mr. Jones are:

Messrs. Branch, Clark, Goree, Glover, Haden, Hunt, Ingle, Tingle, Underwood of Colbert, and Williams—10.

Ninety-four members having voted, and eighty-four of them having voted for Mr. Morgan, the Speaker announced that John T. Morgan had received a majority of all the votes cast for United States Senator.

Mr. Tatum was granted leave of absence, on account of sickness.

Mr. Simpson, from the committee on corporations, reported adversely on H. B. 59, and the report of the committee was concurred in.

Mr. Beck, of Wilcox, from the committee on local legislation, reported favorably to the bill—

H. B. 95. To repeal an act for the preservation of game animals and birds in the counties of Mobile, Choctaw, Monroe, Clarke, Washington, Baldwin, Marengo, Lowndes, Sumter, Escambia, Hale, Dallas, Montgomery and Greene, approved February 2d, 1877, so far as the same applies to that part of Sumter county lying south of the township line dividing townships (18 and 19) eighteen and nineteen;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 78, nays 0.

Yeas—Messrs. Alexander, Armstrong, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Broyles, Cochran, Cowart, Clark, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue,

Hnut, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Moren, Moragne, McIntyre, McCall, McMillan, Nevill, Nesmith, Orne, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Samford, Scarborough, Shackelford, Shorter, Simpson, Smith of Dallas, Swan, Sanford, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Mariou, Young of Pickens—78.

Nays 0.

Mr. Speaker, (Mr. Robinson in the chair,) from the committee on rules, asked leave to call up the following rule, which was granted, and the rule was adopted:

The committees on engrossed bills and enrolled bills shall be called for reports each morning immediately after the reading of the journal.

Mr. Beck, of Wilcox, from the committee on local legislation, reported favorably to the bill—

H. B. 153. To prevent the taking and catching of oysters within the waters of this State by persons who are not residents of the State, and to provide penalties for violations of this act and proceedings to enforce the same;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 82, nays 0.

Yeas—Messrs. Alexander, Armstrong, Adkison, Avent, Avery, Baker, Beck of Wilcox, Berry, Bibb, Barnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Glover, Graham, Grant, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Moren, Muldon, McAdory, McCall, McMillan, Nevill, Nesmith, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Sanford, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—82.

By leave, Mr. Hamilton introduced the bill—

By Mr. Hamilton --

H. B. 315. To amend section 34 of an act entitled an

act to incorporate the port of Mobile, and to provide for the government thereof, approved February 11, 1879;

Which was read once and ordered to a second reading on to-morrow.

Mr. Garrett offered the following resolution, which was tabled :

*Resolved*, That the messenger of this House be required to have the mail matter of each member distributed on his desk by 9 o'clock every morning.

On motion of Mr. Shackelford the House adjourned until 10 o'clock to-morrow.

## FOURTEENTH DAY.

### HOUSE OF REPRESENTATIVES,

WEDNESDAY, November 29, 1882.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Howard, of Montgomery.

On the call of the roll the following members answered to their names :

Messrs. Speaker, Aderholt, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Langdon, May, Moren, Morague, Mukdon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orne, Porter, Powell, Pnifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Sanford, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens--94.

The journal of yesterday was read and approved.

Leave of absence was granted Mr. Lang on account of important business.

## ENGROSSED BILLS.

Mr. Shorter, from the committee on engrossed bills, reported the following bills correctly engrossed :

Nos. 3, 86, 21, 42, 18, 62, 39, 108, 63, 121, 125, 81, 82, 88, 70, 105, 111, 118, 22, 112, 236, 41, 151, 164, 203, 7, 131, 16, 167, 135, 139, 1, 153, 95, 184.

## SIGNING OF ENROLLED BILLS.

Mr. Browne, from committee on enrolled bills, reported as correctly enrolled the following bills, and the Speaker, in the presence of the House, immediately after the titles had been publicly read, signed said bills :

H. B. 18. To amend an act to incorporate the Florence Synodical Female College ;

H. B. 108. To legalize and make valid the municipal election, to be held in the city of Birmingham, on the first Tuesday of December, 1882, and the registration of voters therefor, now being made in said city, as the same have been ordered and directed to be made by the mayor and aldermen of said city, and to prescribe the residence of electors in said city, at said election ;

H. B. 42. To repeal an act entitled an act to require apportioners and overseers of roads in the counties of Fayette, Lamar, Marion and Cherokee, to do road service after the expiration of their terms of service as such apportioners and overseers, so far as said act relates to Fayette, Lamar, Marion, St. Clair and Cherokee, approved February 13, 1879 ;

Mr. Dowling moved to reconsider the vote by which the adverse report of the committee to H. B. 59 was concurred in on yesterday, which was carried and the bill was recommitted to the judiciary committee ;

On motion of Mr. Sanford the vote by which the adverse report of the committee on corporations to H. B. 96 was concurred in, was reconsidered and the bill recommitted to the judiciary committee.

Mr. Brown offered the following resolution, which was adopted :

*Resolved by the House,* That the Senate be invited to meet the House in joint convention in the Hall of the House at 12 o'clock m. to-day, to canvass the vote for U. S. Senator.

Mr. Johu offered the following resolution, which was adopted:

*Resolved*, That the special committee to arrange the time of holding courts in fourth judicial circuit be increased to five members.

Mr. Brown, of Tuscaloosa, from the committee on ways and means, offered the following resolution, which was adopted:

*Resolved by the House of Representatives, the Senate concurring*, That the General Assembly adjourn for recess at 2½ p. m. on Tuesday, the 12th day of December, 1882, to meet at 10 a. m. on Wednesday, the 24th day of January, 1883;

Mr. Hall gave notice that he would, on to-morrow, move a reconsideration of the vote by which the resolution was adopted.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

November 29, 1882.

*Mr. Speaker:*

The Senate has originated and passed the following bills:

s. B. 98. To repeal an act to fix the pay of the sheriff of Coffee county, approved March 1, 1881;

s. B. 79. To provide for the better working of the public roads in Jackson county;

s. B. 76. To expedite the trial of civil causes in which the presiding judge is legally incompetent to hear and determine the same;

s. B. 19. To amend section 580 of the Code;

s. B. 20. To amend section 615 of the Code;

s. B. 11. To amend section 435 of the Code, as to the counties of Montgomery, Pickens, Sumter, Hale, Dallas, Barbour, Marengo, Jefferson and Perry.

W. L. CLAY,  
Secretary.

The Senate bills, whose titles are set forth in the above message, were severally read once, and ordered to a second reading on to-morrow.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

November 29, 1882.

*Mr. Speaker :*

The Senate has passed, without amendment, the following House bills:

H. B. 86. To provide what shall be receivable in payment of county taxes in Mobile county;

Also,

H. B. 91. To amend an act entitled an act for the preservation of game animals and birds in Perry county, approved February 26th, 1881;

Also,

H. B. 13. To repeal an act entitled an act to amend the road law of Dale county, approved February 9th, 1852, and to provide for the payment of the judge of probate and other officers for road service in said county of Dale.

W. L. CLAY,

Secretary.

A message was received from the Governor in relation to the reports of the reprieves, commutations and pardons granted, with the reasons therefor, during the last two biennial periods;

Which was ordered to lie on the table, and 200 copies of the message and report ordered printed.

## BILLS ON SECOND READING.

The bills—

H. B. 315. To amend section 34 of an act entitled an act to incorporate the port of Mobile, and to provide for the government thereof, approved February 11th, 1879;

Was read the second time, and referred to a special committee, composed of the Mobile delegation.

The bills—

S. B. 21. To amend section 668 of the Code;

S. B. 69. To regulate the trials of misdemeanors in Sumter county;

Were severally read the second time, and referred to the committee on the judiciary;

The bills—



S. B. 49. To amend section 1843 of the Code;

S. B. 32. To amend the charter of the East and West Railroad Company, and to enable said companies to engage in mining operations;

Were severally read the second time, and referred to the committee on commerce and common carriers.

The bill---

S. B. 48. To prohibit the sale or disposing of spirituous, vinous, or malt liquors, or intoxicating beverages, in the county of Wilcox, on and after the 1st day of April, 1883;

Was read the second time, and referred to the committee on temperance.

#### CALL OF THE COUNTIES.

On the call of the counties bills were introduced :

By Mr. Dunklin---

H. B. 316. To amend section 5033 (3520) of the Code of Alabama;

By Mr. Hammond---

H. B. 317. To establish a board of assessment for the town of Anniston;

By Mr. Robinson---

H. B. 318. To prohibit the sale, or otherwise disposing of vinous, spirituous, or malt liquors, or intoxicating bitters, within four miles of White Plains academy, in Chambers county;

By Mr. Edwards---

H. B. 319. To amend section 1 of an act entitled an act to amend section 1544 of the Code, so far as the same relates to the counties of Blount, Cullman, Cleburne, Washington, Coosa, Autauga, St. Clair, Elmore, Marshall, Dale and Chilton, so far as the same relates to the county of Chilton;

Also,

H. B. 320. To amend section 1 of an act entitled an act to authorize the probate judge of Chilton county to order an election in certain cases, to determine whether spirituous, vinous or malt liquors shall be sold, given away, or otherwise disposed of in said county, or in any beat, or incorporate city or town therein, approved February 26, 1881;

Also,

H. B. 321. To regulate the fine and forfeiture fund of Chilton county;

By Mr. Burnett---

H. B. 322. To repeal section 1374 of the Revised Code of Alabama, so far as the same relates to the counties of Dale, Jackson and Conecuh, approved February 23, 1875, so far as the same relates to the county of Conecuh;

Also,

H. B. 323. To amend section 1544 of the Code;

By Mr. Berry---

H. B. 324. To prohibit the running of railroad freight trains, and to prevent the performance of labor upon railroads, on Sunday;

By Mr. Sanford---

H. B. 325. To regulate the publication of legal notices in Fayette county;

By Mr. Reynolds, of Henry---

H. B. 326. To amend an act to prohibit the making, selling, or otherwise disposing of spirituous or malt liquors, or intoxicating bitters of any kind, in any quantity, within the counties of Dale and Henry, approved February 26, 1881, so far as the same relates to Henry county;

Also,

H. B. 327. To amend section 1544 of the Code, so far as the same relates to the county of Pickens;

By Mr. Glover---

H. B. 328. To authorize J. N. McKendree and Georgetta, his wife, to sell certain lands;

By Mr. Hawkins, of Jefferson---

H. B. 329. To amend section 1811 of the Code;

By Mr. Sanford, (by request)---

H. B. 330. To repeal an act entitled an act to establish a new charter for the city of Opelika, and amendments thereof;

By Mr. Baker---

H. B. 331. To exempt operatives working in cotton mills and machine shops, who live in Lee and Russell counties, from road duty;

By Mr. Foster---

H. B. 332. To amend section 3315 of the Code;

Also,

H. B. 333. To amend an act to establish a normal school for colored teachers at Tuskegee, approved February 10, 1881;

By Mr. Langdon---

H. B. 334. To protect the farmers of the State in the purchase of commercial fertilizers;

By Mr. Muldon—

H. B. 335. In relation to advances of moneys upon warehouse receipts, and for giving lawful force and effect to such warehouse receipts as negotiable and transferable instruments;

Also,

H. B. 336. To repeal an act entitled an act to amend sub-division 6 of section 362 of the Code, approved March 1, 1881;

By Mr. Langhau—

H. B. 337. To regulate the practice of medicine and surgery in the State of Alabama;

By Mr. Hamilton—

H. B. 338. To amend section 1807 of the Code;

Also,

H. B. 339. To require the payment of fines and forfeitures in Mobile county in lawful money of the United States;

By Mr. McAdory—

H. B. 340. To prevent the sale, giving away, or otherwise disposing of vinous, spirituous, or malt liquors, intoxicating bitters, or other intoxicating beverages, by whatsoever name designated, within three miles of Wesley Chapel school-house, near Brooks Gap, in the county of Jefferson;

By Mr. Hammond—

H. B. 341. To regulate the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters, or patent medicines having alcohol as a base, in the county of Calhoun;

By Mr. Brown, of Tuscaloosa—

H. B. 342. To regulate the discharge of patients from the Alabama Insane Hospital, in certain cases;

By Mr. Griffin—

H. B. 343. To regulate the sale of vinous, spirituous, or malt liquors, in the city of Troy, in the county of Pike;

By Mr. Ingle—

H. B. 344. To regulate the levy of county taxes in the county of Winston;

By Mr. Grisham—

H. B. 345. To transfer the jury funds to the special funds of Washington county;

By Mr. Hogue—

H. B. 346. To incorporate the Society of Alumnae of the

Judson Female Institute, located in Marion, Perry county, Alabama;

By Mr. Samford, (by request)—

H. B. 347. To establish a new charter for the city of Opelika;

By Mr. Wharton—

H. B. 348. To regulate the *ex officio* fees of the sheriff of Blount county;

By Mr. Hunt—

H. B. 349. To regulate the fees of judges of probate;

By Mr. Orme—

H. B. 350. To amend an act entitled an act to amend section 4358 of the Code, approved November 26, 1880;

By Mr. Browne, of Talladega—

H. B. 351. To require solicitors to make reports to the Attorney-General;

By Mr. Orme—

H. B. 352. To prevent the sale of spirituous or malt liquors within four miles of Friendship Baptist church, in Montgomery county;

By Mr. Griffin—

H. B. 353. To repeal sections 518, 519, 520 and 521 of the Code;

By Mr. Wood—

H. B. 354. To regulate indictments and trials of misdemeanors, punishable under sections 4106, 4107 and 4203 of the Code;

Also,

H. B. 355. To amend an act to amend an act to amend section 1817 of the Code;

Which were severally read once, and ordered to a second reading on to-morrow.

Mr. Grant offered a resolution relative to the abolishment of the registration laws, which was referred to the committee on privileges and elections.

Petitions were presented from citizens of Tuscaloosa, Dallas and Orenshaw, relative to prohibition, which were referred to the committee on temperance.

Mr. Hall offered the following resolution, which was adopted:

*Resolved*, That the committee on privileges and elections be instructed to report as early as possible, such measures as they may deem necessary to correct the evils and defects of our registration laws.

## JOINT CONVENTION.

The members of the two houses convened in the hall of the House at the hour of 12 m. in joint convention, for the purpose of ascertaining the result of the election held on yesterday, in the respective houses of the General Assembly, for United States Senator.

There were present of the House:

Messrs. Speaker, Adersholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Govee, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Langdon, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Pmifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Antauga, Swan, Sanford, Tingle, Thagard, Underwood of Colbert, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—95.

And of the Senate:

Messrs. President, Billups, Bowles, Brewer, Brooks of Macon, Brooks of Mobile, Brown, Davidson, Gardner, Griffin, Hargrove, Jackson, Jones, McCiellan, Mitchell, Moorman, McSpadden, Norman, Oden, Orr, Pate, Rushing, Seay, Shelby, Smith, Street, Titcomb, Troy, Ware—29.

The Secretary of the Senate and the Clerk of the House then read the journals of yesterday of the Senate and House respectively, relating to the vote for United States Senator.

The President of the Senate then declared that Hon. John T. Morgan having received a majority of the votes cast in each House on yesterday, was legally and constitutionally elected Senator in the Congress of the United States, for the full term commencing on the 4th of March, 1883.

The joint convention then adjourned.

## REPORTS OF STANDING COMMITTEES.

Mr. Beck, of Wilcox, from the committee on local legislation, reported favorably to the bill—

S. B. 9. To repeal an act to prevent the destruction of fish in the rivers and creeks in Bullock county, Alabama, approved December 3, 1880;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 81, nays 0.

Yeas—Messrs. Speaker, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Wilcox, Berry, Bibb, Burnett, Browne of Talladega, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dunklin, Edwards, Ferrell, Fuller, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Langdon, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Antanga, Swan, Sanford, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Young of Marion, Young of Pickens—81.

Also, from the same committee, reported favorably to the bill—

H. B. 54. To regulate the buying and selling of oysters in the shell by measure;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 80, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Wilcox, Berry, Bibb, Brewer, Browne of Talladega, Brown of Tuscaloosa, Cochran, Cowart, Clark, Clayton, Crawford, Ferrell, Fuller, Garrett, Gere, Glover, Grant, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Moren, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Randle, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Swan, Sanford, Underwood of Colbert, Underwood

of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—80.

Also, from the same committee, reported favorably to the bill—

H. B. 90. To amend an act entitled an act to prevent in certain cases the sale, exchange and transportation of cotton in the counties of Montgomery, Bullock, Dallas, Russell, Lowndes, Wilcox, Sumter, Antauga, and in beats Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9 and 12, of Hale county, and of cotton produced in said counties, approved February 1st, 1879, so as to embrace Brush Creek beat, in Perry county, in the provisions of the act;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 58, nays 20.

Yeas—Messrs. Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Beck of Wilcox, Berry, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Dupkin, Edwards, Ferrell, Fuller, Gere, Graham, Grant, Griffin, Grisham, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, John, Kimbrough, Moren, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Powell, Purify, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Scarborough, Shealy, Shorter, Simpson, Swan, Vines, Walker, Watlington, Willett, Wood, Wharton, Whitt, Young of Marion—58.

Nays—Messrs. Speaker, Bibb, Cochran, Clark, Clayton, Glover, Haden, Hunt, Iogle, Kendrick, Moragne, Raisler, Shackelford, Sanford, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Williams, Young of Pickens—20.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

November 29, 1882.

*Mr. Speaker:*

The Senate has concurred in the House joint resolution authorizing the committee of arrangements to designate the place where the Governor elect shall be installed in office.

W. L. CLAY,  
Secretary.

Mr. Beck, from the committee on local legislation, reported favorably to the bill—

H. B. 44. To amend section 1 of an act approved February 13, 1879, for the preservation of game animals and birds, in the counties therein named, so far as it relates to the county of Greene,

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 83, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Crawford, Dowling, Edwards, Ferrell, Fuller, Garrett, Gere, Glover, Graham, Grant, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Sanford, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—83.

Mr. Robinson, from the special committee on railroad bond indebtedness, reported favorably to the bill—

H. B. 85. To provide for the compromise and settlement of the railroad indebtedness of the counties of Chambers, Randolph, Tallapoosa, Lee and Pickens;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 83, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Baker, Beck of Covington, Beck of Wilcox, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Crawford, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Grant, Griffin, Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Langdon, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Talladega, Robinson, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Au-



tauga, Swan, Sanford, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Mariou, Young of Pickens—83.

#### SPECIAL ORDER.

The hour of 12 m. having arrived the special order, the report of the judiciary committee relative to the increase of the judicial circuits, was taken up and its further consideration was postponed until Monday next, at 12 m., and made the special order for that hour.

Mr. Muldon offered the following joint resolution, which was adopted :

*Be it resolved by the House, the Senate concurring, that the joint committee of arrangements shall have discretion to designate the place where the installation of the Governor shall take place, as to whether the same be in the Hall of the House of Representatives or on the lower front veranda of the capitol building, or elsewhere in or about said capitol building.*

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

November 29, 1882.

*Mr. Speaker:*

The Senate has originated and passed the following bill, and ordered the same forthwith to the House without engrossment :

S. B. 63. To authorize the purchasers of the road bed of any turnpike, macadamized, planked, shelled, or other improved road, previously belonging to, and used as a toll road by any corporation, created under the laws of Alabama for that purpose, to constitute themselves into a body politic and corporate.

W. L. CLAY,  
Secretary.

The bill, whose title is set forth in the above message, was read once and ordered to a second reading on to-morrow.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

November 29, 1882.

*Mr. Speaker:*

The Senate has amended as therein shown, and as amended has concurred in the House joint resolution to appoint a joint committee to investigate the convict system of the State;

Committee on part of Senate—Messrs. Jones and Davidson;

Also, has adopted a joint resolution inviting Dr. J. L. M. Curry, general agent of the Peabody fund, to address the General Assembly on public education, Friday, December 1, at 4 p. m.;

And has ordered said resolution to the House forthwith.

W. L. CLAY,  
Secretary.

The resolution relating to the address of Dr. J. L. M. Curry, was taken up and concurred in.

The joint resolution in relation to the appointment of a joint committee to investigate the convict system of the State, was recommitted to the committee on penitentiary and criminal administration.

## MESSAGE FROM THE GOVERNOR.

EXECUTIVE OFFICE,

Montgomery, Alabama, November 29, 1882.

*Mr. Speaker:*

The Governor has approved the following bills, which originated in the House:

H. B. 18. An act to amend an act to incorporate the Florence Synodical Female College;

H. n. 42. An act to repeal an act entitled an act to require apportioners and overseers of roads in the counties of Fayette, Lamar, Marion and Cherokee, to do road service after the expiration of their terms of service as such apportioners and overseers, so far as said act relates to Fayette, Lamar, Marion, St. Clair and Cherokee, approved February 13, 1879;

H. B. 108. An act to legalize and make valid the municipal election to be held in the city of Birmingham, on the first Tuesday in December, 1882, and the registration of voters therefor, now being made in said city as the same have been ordered and directed by the mayor and aldermen of said city, and to prescribe the residence of electors in said city at said election.

I am also directed by his Excellency to communicate to the House a message in writing.

W. G. HUTCHESON,  
Recording Secretary.

The message was ordered to lie on the table, and 500 copies ordered printed.

The Speaker announced that he had appointed two additional members, in accordance with a resolution of the House, on the committee to arrange the time and place of holding Circuit Courts in the 4th circuit—Messrs. Avery and Russell.

On motion of Mr. Berry, the House adjourned to Friday morning at 10 o'clock.

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## FIFTEENTH DAY.

### HOUSE OF REPRESENTATIVES,

FRIDAY, December 1, 1882.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Howard, of Montgomery.

On the call of the roll the following members answered to their names:

Mr. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, Moren, Moragne, Muldon, McIntyre, McCall, Mc-

Millan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Randle, Raisler, Reynolds of Talladega, Robinson, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatum, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion—90.

The journal of Wednesday was read and approved.

Messrs. Reynolds, of Henry, May, McAdory, and Dunklin, were granted leave of absence until Monday, and Mr. Sanford was granted indefinite leave of absence on account of sickness.

#### MESSAGE FROM THE GOVERNOR.

A message was received from his excellency the Governor in relation to bonds maturing prior to August, 1868;

Which was referred to the ways and means committee.

#### MESSAGE FROM THE SENATE.

##### SENATE CHAMBER,

December 1, 1882.

*Mr. Speaker:*

The Senate has originated and passed the following bills:

s. B. 85. To regulate the terms of the courts in the first judicial circuit of Alabama;

s. B. 54. To amend the last paragraph of section 5027 of the Code;

s. B. 68. To amend section 2 of an act to regulate the compensation of sheriffs for the removal of prisoners, approved March 1, 1881;

s. B. 64. To amend section 2944 of the Code.

W. L. CLAY,

Secretary.

The bills, whose titles are set forth in the above message, were severally read once, and ordered to a second reading on to-morrow.

#### ENGROSSED BILLS.

Mr. Shorter, from the committee on engrossed bills, reported the following bill correctly engrossed: H. B. 154.

By leave, Mr. Hamilton, from the special committee composed of the Mobile members, reported a substitute to the bill—

H. B. 315. To amend section 34 of an act entitled an act to incorporate the port of Mobile, and to provide for the government thereof, approved February 11th, 1879;

The substitute was adopted.

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 79, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avery, Beck of Covington, Beck of Wilcox, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Dowling, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Grant, Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, Moren, Moragne, Muldon, McCall, McMillan, Nevill, Nesmith, Orme, Powell, Purifoy, Raisler, Reynolds of Talladega, Robinson, Russell, Sanford, Searborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion—79.

By leave, Mr. Simpson, from the committee on corporations, reported favorably to the joint resolution and memorial—No. 301—to Congress, asking passage of bill (S. 1667) granting certain franchises to the St. Louis, Montgomery and Florida Railroad and Immigration Company;

Mr. Clayton offered a substitute to the resolution and memorial;

On motion of Mr. Hall, the further consideration of the matter was postponed, and made the special order for 12 m. to-morrow.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

December 1, 1882.

*Mr. Speaker:*

The Senate has passed the following bill:

H. B. 62. To permit defendants to make statements in

their own behalf in all trials of indictments, complaints, or other criminal proceedings.

W. L. CLAY,  
Secretary.

By Leave, Mr. Sanford, from the committee on penitentiary and criminal administration, reported adversely to the amendment of the Senate to the joint resolution relative to the appointment of a joint committee to visit the penitentiary and convict camps, and report thereon, and recommended non-concurrence in the said amendment;

Which was adopted.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

December 1, 1882.

*Mr. Speaker:*

S. B. 131. The Senate has adopted a joint resolution requesting Senators of Alabama in Congress of United States to vote for a bill with regard to mineral lands in Alabama.

Also, has adopted a

S. B. 111. Joint resolution and memorial to Congress of United States asking passage of bill (S. 1667) granting certain franchises to St. Louis, Montgomery and Florida Railroad and Immigration Company,

And has ordered it forthwith to the House.

W. L. CLAY,  
Secretary.

The resolution in relation to the passage of a bill in regard to the mineral lands in Alabama, was referred to the committee on federal relations;

On motion of Mr. Barnett, the Senate joint resolution and memorial was postponed to the same hour for which the consideration of a like resolution, which had been under consideration in the House, had been postponed—and made a special order for 12 m. to-morrow.

By leave, Mr. Wood offered the following resolution, which was referred to committee on public roads and highways:

*Resolved*, That the committee on public roads and highways be instructed to inquire into the feasibility of provid-

ing by law for the opening and working of all public roads and highways in this State by contract, and that they be requested to report by bill or otherwise.

#### BILLS ON SECOND READING.

The bills—

H. B. 317. To establish a board of assessment for the town of Anniston;

H. B. 328. To authorize J. M. McKendree and Georgetta, his wife, to sell certain lands;

H. B. 343. To regulate the sale of vinous, spirituous or malt liquors, in the city of Troy, in the county of Pike;

H. B. 344. To regulate the levy of county taxes in the county of Winston;

H. B. 348. To regulate the ex-officio fees of sherill in Blount county;

H. B. 325. To regulate the publication of legal notices in Fayette county;

H. B. 345. To transfer the jury funds to the special funds of Washington county;

S. B. 98. To repeal an act to fix the pay of the sheriff of Coffee county, approved March 1, 1881;

S. B. 79. To provide for the better working of the public roads in Jackson county;

Were severally read the second time and referred to the committee on local legislation.

The bills—

H. B. 347. To establish a new charter for the city of Opelika;

H. B. 316. To amend section 5033 (3520) of the Code;

H. B. 322. To repeal an act entitled an act to repeal section 1374 of the Code, so far as it relates to the counties of Dale, Jackson and Conecuh, approved February 23, 1875, so far as the same relates to the county of Conecuh;

H. B. 330. To repeal an act entitled an act to establish a new charter for the city of Opelika and amendments thereof;

H. B. 332. To amend section 3315 of the Code;

H. B. 335. In relation to advances of moneys upon warehouse receipts and for giving lawful force and effect to such warehouse receipts as negotiable and transferrable instruments;

H. B. 337. To regulate the practice of medicine and surgery in the State of Alabama;

H. B. 338. To amend section 1807 of the Code;

H. B. 339. To require the payment of fines and forfeitures in Mobile county in lawful money of the United States;

H. B. 350. To amend an act entitled an act to amend section 4358 of the Code, approved November 26, 1880;

H. B. 351. To require solicitors to make reports to the attorney general;

H. B. 353. To repeal sections 518, 519, 520 and 521, of the Code;

H. B. 354. To regulate indictments and trials of misdemeanors punishable under sections 4106, 4107 and 4203, of the Code;

S. B. 63. To authorize the purchasers of the road bed of any turnpike, macadamized, planked, shelled, or other improved road, previously belonging to and used as a toll road by any corporation created under the laws of Alabama, for that purpose to constitute themselves into a body politic and corporate;

S. B. 20. To amend section 615 of the Code;

S. B. 19. To amend section 580 of the Code;

S. B. 76. To expedite the trial of civil causes in which the presiding judge is legally incompetent to hear and determine the same;

Were severally read the second time and referred to the committee on judiciary.

The bills—

H. B. 318. To prohibit the sale, or otherwise disposing of vinous, spirituous or malt liquors, or intoxicating bitters, within four miles of White Plains Academy, in Chambers county;

H. B. 319. To amend section 1 of an act entitled an act to amend section 1544 of the Code, so far as the same relates to the counties of Blount, Cullman, Cleburne, Washington, Coosa, Autauga, St. Clair, Elmore, Marshall, Dale and Chilton, so far as the same relates to the county of Chilton;

H. B. 320. To amend section 1 of an act entitled an act to authorize the probate judge of Chilton county to order elections in certain cases to determine whether spirituous, vinous or malt liquors shall be sold, given away, or otherwise disposed of in said county, or in any beat or incorporated city or town therein, approved February 26, 1881;



H. B. 323. To amend section 1544 of the Code ;

H. B. 326. To amend an act entitled an act to prohibit the making, selling, or otherwise disposing of spirituous or malt liquors, or intoxicating bitters of any kind, in any quantity, within the counties of Dale and Henry, approved February 26, 1881, so far as the same relates to Henry county ;

H. B. 327. To amend section 1544 of the Code, so far as the same relates to the county of Henry ;

H. B. 340. To prevent the sale, giving away, or otherwise disposing of vinous, spirituous or malt liquors, intoxicating bitters, or other intoxicating beverages, by whatsoever name designated, within three miles of Wesley Chapel school house, near Brock's gap, in the county of Jefferson ;

H. B. 352. To prevent the sale of spirituous or malt liquors, within four miles of Friendship Baptist Church, in Montgomery county ;

H. B. 341. To regulate the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters or patent medicines having alcohol as a base, in the county of Calhoun ;

Were severally read the second time and referred to the committee on temperance.

The bills—

H. B. 321. To regulate the fine and forfeiture fund of Chilton county ;

H. B. 349. To regulate the fees of judges of probate ;

Were severally read the second time, and referred to the committee on fees and salaries.

The bills—

H. B. 329. To amend section 1811 of the Code ;

H. B. 355. To amend an act to amend an act to amend section 1817 of the Code ;

Were severally read the second time and referred to the committee on mining and manufacturing.

The bill—

H. B. 334. To protect the farmers of the State in the purchase of commercial fertilizers ;

Was read the second time and referred to the committee on agriculture.

The bill—

H. B. 331. To exempt operatives working in cotton

mills and machine shops who live in Lee and Russell counties from road duty;

Was read the second time and referred to the committee on public roads and highways.

The bill—

H. B. 342. To regulate the discharge of patients from the Alabama Insane Hospital in certain cases;

Was read the second time and referred to the committee on public buildings and institutions.

The bill—

H. B. 346. To incorporate the Society of Alumnae of the Judson Female Institute, located at Marion, Perry county;

Was read the second time and referred to the committee on corporations.

The bill—

H. B. 324. To prohibit the running of railroad freight trains and to prevent the performance of labor upon railroads on Sunday;

Was read the second time and referred to the committee on commerce and common carriers.

The bill—

H. B. 333. To amend an act to establish a normal school for colored teachers at Tuskegee, approved February 10, 1881;

Was read the second time and referred to the committee on education.

The bill—

H. B. 336. To repeal an act entitled an act to amend sub-division 6 of section 362 of the Code, approved March 1, 1881;

Was read the second time and referred to a special joint committee on revenue laws.

The bill—

S. B. 11. To amend section 435 of the Code, as to the counties of Montgomery, Pickens, Sumter, Hale, Dallas, Barbour, Marengo, Jefferson and Perry;

Was read the second time and referred to the committee on ways and means.

On motion of Mr. Shorter, the bill—

H. B. 130. To authorize the Commissioners Court of Barbour county to establish or abolish districts in which stock may be prevented from running at large;

Was recalled from the committee on local legislation and

referred to a special committee, consisting of Messrs. Shorter, Broyles and Berry.

On motion of Mr. Powell, a recess was taken for the purpose of attending the inaugural ceremonies.

Immediately after reassembling, on motion of Mr. Robinson, the House adjourned until 10 o'clock to-morrow.

## SIXTEENTH DAY.

### HOUSE OF REPRESENTATIVES,

SATURDAY, December 2, 1882.

The House met pursuant to adjournment.

Prayer by the Rev Mr. Howard, of Montgomery.

On the call of the roll the following members answered to their names:

Messrs. Speaker, Aderholt, Alexander, Anderson, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Barnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Edwards, Ferrell, Fuller, Garrett, Gere, Gorce, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt Ingle, John, Jones, Kendrick, Kimbrough, Lang, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purisoy, Raiser, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens---92.

The journal of yesterday was read and approved.

Mr. Armstrong was granted leave of absence until Monday, on account of important business.

Messrs. Bibb and Orme were granted leave of absence on account of sickness.

Mr. Shorter, from the committee on engrossed bills, reported the following bills correctly engrossed: H. B. 90, 44, 315.

## SIGNING OF ENROLLED BILLS.

Mr. Browne, of Talladega, from the committee on enrolled bills, reported as correctly enrolled the following bills:

H. B. 13. To repeal an act entitled an act to amend the road law of Dale county, approved February 9, 1852, and to provide for the payment of the judge of probate and other officers, for road service in said county of Dale;

H. B. 91. To amend an act entitled an act for the preservation of game animals and birds, in Perry county, approved February 26, 1881;

H. B. 86. To provide what shall be receivable in payment of county taxes, in Mobile county;

H. B. 62. To permit defendants to make statements in their own behalf, in all trials of indictments, complaints, or other criminal proceedings;

The Speaker, in the presence of the House, immediately after their titles had been publicly read, signed the above mentioned bills.

## BILLS ON SECOND READING.

The bills—

S. B. 54. To amend the last paragraph of section 5027 of the Code;

S. B. 68. To amend section 2 of an act to regulate the compensation of sheriffs for the removal of prisoners, approved March 1, 1881;

Were severally read the second time and referred to the committee on fees and salaries.

The bills—

S. B. 64. To amend section 2944 of the Code;

S. B. 85. To regulate the terms of the courts in the first judicial circuit;

Were severally read the second time and referred to the committee on judiciary.

Mr. Underwood, of Colbert, offered the following resolution, which was adopted:

*Resolved by the House of Representatives, the Senate concurring,* That one thousand copies of the report of the warden of the penitentiary be printed for the use of the members of the General Assembly.

Mr. Thagard presented a petition, which was referred to the committee on temperance.

Mr. John presented a petition, which was referred to the committee on temperance.

#### CALL OF THE COUNTIES.

On the call of the counties, bills were introduced—

By Mr. Robinson—

H. B. 356. To divide the State of Alabama into four chancery divisions ;

By Mr. Edwards—

H. B. 357. To define the legal title to mortgaged property in certain cases ;

Also,

H. B. 358. To regulate the practice at law in suits founded on mortgages of realty ;

Also,

H. B. 359. To prevent the consolidation of telegraph companies ;

By Mr. Grant—

H. B. 360. To amend section 435 of the Code, so far as it relates to the county of Clarke—requiring the tax assessors to perform the duty therein imposed upon the judge of probate ;

By Mr. Beck, of Covington—

H. B. 361. To regulate the time and term of Covington Circuit Court ;

By Mr. Watlington—

H. n. 362. To fix the rate of taxation in this State (reduces rate of taxation to six-tenths of one per centum) ;

By Mr. John—

H. n. 363. To amend sections 2234, 2707, 2822 and 2154, of the Code ;

Also,

H. B. 364. To amend section 2247 of the Code ;

Also,

H. B. 365. To give validity and effect to conveyances of unplanted crops ;

Also,

H. B. 365½. To punish druggists who violate the Sunday and prohibition laws ;

By Mr. Berry—

H. B. 366. To require common carriers to give security in certain cases herein specified ;

By Mr. Crawford—

H. B. 367. To amend an act to prevent the running at large of stock in certain portions of Greene county ;

By Mr. Hawkins, of Jefferson—

H. B. 368. To provide direct and reversed indexes to the records of the several counties of this State ;

By Mr. Nesmith—

H. B. 369. To amend sub-division 1 of section 657 of the Code ;

Also,

H. B. 370. To create the office of township trustees of public schools and to provide for the election of the county superintendent of education and township trustees in Lamar county ;

By Mr. Simpson—

H. B. 371. To propose amendments to article 10 of the Constitution of Alabama ;

By Mr. Raisler—

H. B. 372. To fix the compensation of solicitors in this State ;

By Mr. Sanford—

H. B. 373. To provide the widow's share in the distribution in undivided estates ;

By Mr. Hamilton—

H. B. 374. To punish intoxication by persons having charge of engines and trains on railroads ;

By Mr. McMillan—

H. B. 375. To require the courts of county commissioners of Conecuh and Monroe to provide for working the Old Federal Road, the boundary line between said counties ;

By Mr. Fuller—

H. B. 376. To prohibit the sale or other disposition of spirituous, vinous or malt liquors, except in certain cases, in Perryville beat, Perry county ;

By Mr. Griffin—

H. B. 377. To authorize Mrs. E. F. Harley, wife of W. P. Harley, deceased, late of Pike county, to sell certain lands and personal property lying and being in said county ;

Also,

H. B. 378. To amend section 4681 of the Code ;

By Mr. Broyles—

H. B. 379. To provide for the establishment of a sepa-

rate school district to be known as the Peabody School District, in Lee and Russell counties, and for the appointment of a board of trustees for said school district with certain powers and privileges;

By Mr. Ferrell---

H. B. 380. To change the name of Hurtville, in Russell county, to Hurtsboro;

By Mr. Aderholt---

H. B. 381. To amend section 3971 of the Code, so far as the same relates to St. Clair county;

By Mr. Tingle---

H. B. 382. To prohibit the sale, giving away, or otherwise disposing of vinous, spirituous or malt liquors, or intoxicating litters or beverages within South Lowell heat No. 2, in Walker county;

By Mr. Grisham---

H. B. 383. To amend an act approved 18th February, 1876, prohibiting the selling of vinous or spirituous liquors within eight miles of the court house, at St. Stevens, in Washington county;

By Mr. Purifoy---

H. B. 384. To form a new county to be called Houston;

By Mr. Nesmith---

H. B. 385. To amend section 5002 of the Code, so far as to allow convicts in the penitentiary a deduction of two months time for each year of good conduct;

By Mr. Hall---

H. B. 386. To regulate the weight of a bushel of cotton seed;

By Mr. John---

H. B. 387. To vacate and annul the charter and dissolve the corporation of the city of Selma and to provide for the application of the assets thereof to the payment of debts thereof;

Which were severally read once and ordered to a second reading on Monday.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

December 2, 1882.

*Mr. Speaker:*

The Senate has originated and passed the following bills:

S. B. 87. To amend section 3113 of the Code ;

S. B. 101. To amend section 3058 of the Code.

W. L. CLAY,  
Secretary.

The bills, whose titles are set forth in the above message, were severally read once and ordered to a second reading on Monday.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

December 2, 1882.

*Mr. Speaker :*

The President has signed the following bill, which originated in the Senate, and your signature to the same is requested :

S. B. 9. To repeal an act to prevent the destruction of fish in the rivers and creeks in Bullock county, Alabama, approved December 3, 1880.

W. L. CLAY,  
Secretary.

The Speaker, in the presence of the House, immediately after its title had been publicly read, signed the bill, S. B. 9.

#### REPORTS FROM STANDING COMMITTEES.

Mr. Shorter, from the special committee on the subject, reported favorably to the bill, with amendments—

H. B. 130. To authorize the commissioners court of Barbour county to establish or abolish districts in which stock may be prevented from running at large;

The amendments were adopted, and the bill was ordered to a third reading; read the third time, and ordered engrossed for final action on Monday.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

December 2, 1882.

*Mr. Speaker :*

The Senate adheres to its amendment to the House joint



resolution relative to the appointment of a joint committee to visit the penitentiary and convict camps, and report thereon, and requests a committee of conference thereon—the committee to consist of three from the Senate and four from the House;

Committee on part of the Senate—Messrs. Gardner, Troy and Jones;

Also, has concurred in House joint memorial, requesting Senators and Representatives in Congress from this State to secure passage of educational aid bill, based on illiteracy in several States.

W. L. CLAY,  
Secretary.

The House acceded to the request of the Senate for a committee of conference in relation to the joint committee to visit the penitentiary and convict camps, and report thereon; and the Speaker appointed on the part of the House—

Messrs. Samford, Powell, Griffin, and Clark.

Mr. Hawkins, from the committee on agriculture, reported a substitute to the bill—

H. D. 37. To amend section 4325 of the Code;

The substitute was adopted;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 63, nays 18.

Yeas—Messrs. Speaker, Aderholt, Anderson, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Burnett, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Graham, Grant, Griffin, Grisham, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Ingle, John, Jones, Kimbrough, Lang, Moren, McIntyre, McCall, Nevill, Nesmith, Powell, Purifoy, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Underwood of Franklin, Vines, Walker, Watlington, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—63.

Nays—Alexander, Branch, Browne of Talladega, Clark, Clayton, Glover, Haden, Hammond, Hogue, Hunt, Moragne, Porter, Raisler, Robinson, Swan, Tingle, Underwood of Colbert, Williams—18.

## SPECIAL ORDER.

The hour of 12 m. having arrived, the special order, the joint memorial to Congress in relation to certain grants to the St. Louis, Montgomery and Florida Railroad and Immigration Company, was taken up, and on motion of Mr. Graham, was postponed to Tuesday at 12 m., and made the special order for that hour;

The same disposition was made of the Senate memorial on the same subject.

Mr. Hawkins, from the committee on agriculture, reported favorably to the bill—

H. B. 306. To require stock buyers in the county of Sumter to file a list and description of all stock bought by them, under oath, with a justice of the peace, and to require justices of the peace to keep a record of the same, for the inspection of the public;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 73, nays 0.

Yeas—Messrs. Speaker, Alexander, Anderson, Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Edwards, Fuller, Garrett, Gere, Goree, Glover, Grant, Griffin, Grisham, Hall, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Ingle, John, Jones, Kendrick, Kimbrough, Moren, McIntyre, Nevill, Nesmith, Porter, Powell, Pnifoy, Raisler, Reynolds of Talladega, Robinson, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Vines, Walker, Watlington, Williams, Willett, Wood, Whitt, Young of Marion, Young of Pickens—73.

Mr. Hammond introduced the following resolution, which was adopted:

WHEREAS, The disposition of the convicts of the State is a question of great magnitude, and one in which the entire people of Alabama feel a deep interest; therefore, be it

*Resolved*, That the committee on penitentiary and criminal administration be hereby requested to take into consideration the practicability of separating the county, or misdemeanor convicts, from the felony class. Also, whether it would not be for the best interest of the State to work the former class of convicts upon the State farm; and whether

or not it would not be more in accord with the social laws of our State, for the colored convicts to be worked separate from the white convicts, or each race be leased to persons who work that race only, and report by bill or otherwise.

Mr. Hawkins, of Barbour, from the committee on agriculture, reported substitute to the bill—

H. B. 17. To repeal sections 3286, 3287, and 3288, of article 3, chapter 1, title 2 of the Code;

The substitute was adopted;

Mr. John offered an amendment;

On motion of Mr. Shackelford, the further consideration of the bill and amendment was postponed to Wednesday, at 12 m., and made the special order for that hour;

Also, from the same committee, reported favorably, with amendment, to the bill—

H. B. 97. To prevent the change or the mutilation of marks, brands or numbers on cotton, by warehousemen or others;

The amendment was adopted;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 73, nays 5.

Yeas—Messrs. Speaker, Alexander, Anderson, Adkisson, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Branch, Browne of Talladega, Broyles, Carmichael, Cochran, Cowart, Clark, Crawford, Dowling, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, John, Jones, Kendrick, Kimbrough, Langdon, McIntyre, McCall, McMillan, Nevill, Nesmith, Purifoy, Raisler, Reynolds of Talladega, Robinson, Russell, Sanford, Scarborough, Shackelford, Shealy, Smith of Dallas, Smith of Autauga, Swan, Tatnum, Tingle, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—73.

Nays—Messrs. Clayton, Lang, Moragne, Muldon, Shorter—5.

## MESSAGE FROM THE GOVERNOR.

## EXECUTIVE OFFICE,

Montgomery, Alabama, December 2, 1882.

*Mr. Speaker:*

The Governor has approved the following bills, which originated in the House:

H. B. 13. To repeal an act entitled an act to amend the road law of Dale county, approved February 9th, 1852, and to provide for the payment of the judge of probate and other officers for road service in said county of Dale;

H. B. 62. To permit defendants to make statements in their own behalf, in all trials of indictments, complaints, or other criminal proceedings;

H. B. 86. A bill to be entitled an act to provide what shall be receivable in payment of county taxes in Mobile county;

H. B. 91. An act to amend an act entitled an act for the preservation of game animals and birds in Perry county, approved February 26th, 1881.

W. L. HUTCHESON,

Recording Secretary.

By leave, Mr. Cowart, from the committee on temperance, reported favorably to the bill, with amendment—

H. B. 170. To provide for an election by the legal electors of Dale county on the question of prohibition or no prohibition of the making, or selling, or otherwise disposing of any spirituous or malt liquors, or intoxicating bitters of any kind, in any quantity, within Dale county—the same being prohibited by an act entitled an act to prohibit the making, selling or otherwise disposing of spirituous or malt liquors, or intoxicating bitters of any kind, in any quantity, within the counties of Dale and Henry, approved February 26, 1881, except as provided in said act;

The amendment was adopted;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 73, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Adkison, Avent, Baker, Beck of Wilcox, Berry, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Ferrell, Fuller, Gere, Goree, Glover, Graham, Grant, Griffin,

Grisham, Haden, Hall, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Moren, Moragne, McCall, McMillan, Nevill, Porter, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Vines, Williams, Willett, Whitt, Young of Marion, Young of Pickens—73.

MESSAGE FROM THE SENATE.

• SENATE CHAMBER,

December 2, 1882.

*Mr. Speaker:*

The Senate has adopted a joint resolution, requesting Dr. J. L. M. Curry to furnish a copy of his address on education to the General Assembly, for publication;

And ordered the same forthwith to the House.

W. L. CLAY,  
Secretary.

The joint resolution was taken up and adopted.

Mr. Purifoy, from the committee on public roads and highways, reported substitute to the bill—

H. B. 144. To allow persons owning timbered lands on or near any water course in this State to clean out and improve the same for the purpose of floating and rafting timber and logs;

On motion of Mr. Moragne, the further consideration of the bill was postponed to 12 m. Thursday, and made the special order for that hour;

Also, from the same committee, reported favorably to the bill—

H. B. 27. To amend section 1679 of the Code;

Mr. Hawkins, of Barbour, moved to amend by excepting Barbour and Russell from the operations of the bill;

On motion of Mr. Ferrell, the further consideration of the bill was postponed, and made the special order for Friday at 12 m.

Mr. Adkison asked to have H. B. 106 recalled from the committee on local legislation, and referred to the judiciary;  
So ordered.

Mr. Brewer, from the committee on fees and salaries, reported favorably to the bill—

H. B. 29. To repeal an act to increase the pay of jurors and witnesses in Lowndes county, approved December 16th, 1853;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 73, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Adkison, Avent, Baker, Beck of Covington, Berry, Brewer, Brown of Tuscaloosa, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Fuller, Garrett, Gere, Goree, Graham, Grant, Griffin, Grisham, Haden, Hall, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, Moren, Muldon, McCall, McMillan, Nevill, Nesmith, Porter, Parfey, Raisler, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—73.

Also, from the same committee, reported favorably, with amendments, to the bill—

H. B. 274. To regulate the fees of probate judges in cases not now provided for by law;

The amendments were adopted;

There being two amendments, the bill was ordered to a third reading; read the third time, and ordered to be engrossed for final action on Monday.

On motion of Mr. Hall, the House adjourned until Monday morning at 10 o'clock.

## SEVENTEENTH DAY.

HOUSE OF REPRESENTATIVES,

MONDAY, December 4, 1882.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Avent, of the House.

On the call of the roll the following members answered to their names:

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—92.

The journal of Saturday was read and approved.

Mr. Watlington was granted leave of absence for one day.

#### REPORT FROM COMMITTEE ON ENGROSSED BILLS.

#### HOUSE OF REPRESENTATIVES,

December 4, 1882.

*Mr. Speaker :*

The committee on engrossed bills have examined the following bills and find them correctly engrossed, viz :

H. B. Nos. 306, 37, 97, 274 and 130.

O. C. SHORTER,  
Chairman.

The bill---

H. B. 130. To authorize the Commissioners Court of Barbour county to establish or abolish districts in which stock may be prevented from running at large ;

Was reported correctly engrossed as amended, and read a third time and passed---yeas 73, nays 0.

Yeas---Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Beck of Wilcox, Burnett, Browne of Talladega, Broyles, Cochran, Cowart, Clark, Clayton Crawford, Dowling, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Haw-

kins of Jefferson, Harris, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Lang, Langdon, Moren, McAdory, McIntyre, Nevill, Nesmith, Orme, Purifoy, Raisler, Reynolds of Talladega, Robinson, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Antanga, Tatum, Tingle, Thagard, Underwood of Franklin, Vines, Walker, Williams, Willett, Wood, Whar-ton, Whitt, Young of Marion, Young of Pickens---73.

The bill---

H. B. 274. To regulate the fees of probate judges in cases not now provided for by law;

Was reported correctly engrossed, read a third time and passed---yeas 65, nays 8.

Yeas---Messrs. Speaker, Alexander, Anderson, Armstrong, Aukison, Avent, Avery, Baker, Beck of Covington, Burnett, Browne of Talladega, Brown of Tuscaloosa, Broyhs, Cochran, Cowart, Clark, Crawford, Dunklin, Edwards, Ferrell, Fulber, Garrett, Gere, Goree, Glover, Grant, Griffin, Grisham, Hall, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, John, Jones, Kendrick, Kimbrough, Lang, Langdon, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Raisler, Russell, Shackelford, Shorter, Simpson, Smith of Dallas, Smith of Antanga, Swan, Tingle, Thagard, Vines, Walker, Williams, Willett, Wood, Whitt, Young of Marion---65.

Nays---Messrs. Berry, Clayton, Dowling, Hawkins of Barbour, Samford, Underwood of Colbert, Underwood of Franklin, Young of Pickens---8.

#### BILLS ON SECOND READING.

The bills---

H. B. 380. To change the name of Hurtville, in Russell county, to Hurtsboro;

H. B. 381. To amend section 3971 of the Code, so far as the same relates to St. Clair county;

H. B. 360. To amend section 435 of the Code, so far as it relates to the county of Clarke---requiring the tax assessors to perform the duty therein imposed upon the judge of probate;

H. B. 377. To authorize Mrs. E. F. Hurley, wife of W. P. Hurley, deceased, late of Pike county, to sell certain lands and personal property lying and being in said county;



Were severally read the second time and referred to the committee on local legislation.

The bills---

H. B. 382. To prohibit the sale, giving away, or otherwise disposing of vinous, spirituous or malt liquors, or intoxicating bitters or beverages within South Lowell beat No. 2, in Walker county;

H. B. 383. To amend an act approved 18th February, 1876, prohibiting the selling of vinous or spirituous liquors within eight miles of the court house, at St. Stevens, in Washington county;

H. B. 376. To prohibit the sale or other disposition of spirituous, vinous or malt liquors, except in certain cases, in Perryville beat, Perry county;

Were severally read the second time and referred to the committee on temperance.

The bills---

H. B. 357. To define the legal title to mortgaged property in certain cases;

H. B. 358. To regulate the practice at law in suits founded on mortgages of realty;

H. B. 361. To regulate the time and term of Covington Circuit Court;

H. B. 363. To amend sections 2231, 2707, 2822 and 2154, of the Code, regulating executions and recovering conveyances;

H. B. 364. To amend section 2247 of the Code;

H. B. 365½. To punish druggists who violate the Sunday and prohibition laws;

H. B. 368. To provide direct and reversed indexes to the records of the several counties of this State;

H. B. 369. To amend sub-division 1 of section 657 of the Code;

H. B. 371. To propose amendments to article 10 of the Constitution of Alabama;

H. B. 372. To fix the compensation of solicitors in this State;

H. B. 373. To provide the widow's share in the distribution of undivided estates;

H. B. 374. To punish intoxication by persons having charge of engines and trains on rail roads;

H. B. 378. To amend section 4681 of the Code;

H. B. 387. To vacate and annul the charter and dissolve the corporation of the city of Selma and to provide for the

application of the assets thereof to the payment of debts thereof;

S. B. 87. To amend section 3113 of the Code;

S. B. 101. To amend section 3058 of the Code.

Were severally read the second time and referred to the committee on judiciary.

The bills---

H. B. 379. To provide for the establishing of a separate school district to be known as the Peabody School District, in Lee and Russell counties, and for the appointment of a board of trustees for said school district with certain powers and privileges;

H. B. 370. To create the office of township trustees of public schools and to provide for the election of county superintendent of education and township trustees in Lamar county;

Were severally read the second time and referred to the committee on education.

The bills--

H. B. 381. To form a new county to be called Houston;

H. B. 367. To amend an act to prevent the running at large of stock in certain portions of Greene county;

Were severally read the second time and referred to the committee on counties and county boundaries.

The bills---

H. B. 366. To require common carriers to give security in certain cases herein specified;

H. B. 386. To regulate the weight of a bushel of cotton seed;

Were severally read the second time and referred to the committee on commerce and common carriers.

The bill--

H. B. 359. To prevent the consolidation of telegraph companies;

Was read the second time and referred to the committee on corporations.

The bill---

H. B. 362. To fix the rate of taxation in this State (reduces rate of taxation to six-tenths of one per centum);

Was read the second time and referred to the committee on ways and means.

The bill--

H. B. 375. To require the courts of county commissioners

of Conecuh and Monroe to provide for working the Old Federal Road, the boundary line between said counties;

Was read the second time and referred to the committee on public roads and highways.

The bill—

H. B. 385. To amend section 5002 of the Code, so far as to allow convicts in the penitentiary a deduction of two months time for each year of good conduct;

Was read the second time and referred to the committee on penitentiary and criminal administration.

The bill—

H. B. 365. To give validity and effect to conveyances of unplanted crops;

Was read the second time and referred to the committee on agriculture.

The bill—

H. B. 356. To divide the State of Alabama into four chancery divisions;

Was read the second time and referred to the special committee on chancery divisions.

#### CALL OF THE COUNTIES.

On the call of the counties, bills were introduced—

By Mr. Dunklin—

H. B. 388. To amend an act to fix the time of holding the Circuit Courts in the 2d judicial circuit, approved February 13, 1879;

Also,

H. B. 389. To amend section 750 of the Code, so far as relates to the county of Butler;

By Mr. Hammond—

H. B. 390. To fix the time for holding Circuit Courts of Calhoun county;

Also,

H. B. 391. To empower and require the Commissioners Court of Calhoun county to furnish the probate judge with a general index book for the use of the office;

By Mr. Robinson—

H. B. 392. To prevent stock, in a certain event, from running at large in Chambers county, and to provide for the enforcement of the same;

By Mr. Swan—

H. B. 393. To amend section 359 of the Code, so as to collect the poll tax as soon as it becomes delinquent ;

By Mr. Carmichael—

H. B. 394. To repeal an act entitled an act to amend section 5049 of the Code, regulating the pay of jurors in Clay county ;

Also,

H. B. 395. To repeal an act entitled an act to amend section 5063 of the Code, regulating the pay of bailiffs in Clay county ;

By Mr. Garrett—

H. B. 396. To provide for the security and protection of public bridges in the county of Coffee ;

By Mr. Underwood, of Colbert—

H. B. 397. To amend section 3 of an act entitled an act to incorporate the town of Cherokee, in Colbert county, approved December 7, 1871 ;

By Mr. Dowling—

H. B. 398. To repeal sub-division 17 of section 494 of the Code ;

By Mr. Avent—

H. B. 399. To prevent the running of logs and timber without clamping or binding the same during the season of highwater, on the stream of Burnt Corn, in the counties of Conecuh and Escambia ;

By Mr. Avery—

H. B. 400. To amend the first section of an act to amend an act entitled an act to establish the Canebrake Agricultural District, to provide for the securing of the same and the management of its affairs ;

By Mr. Hawkins, of Jefferson—

H. B. 401. To punish the secret burying or disposing of infants ;

By Mr. Sanford—

H. B. 402. To provide for the payment of costs and officer's fees in criminal cases ;

Also,

H. B. 403. To regulate the hiring and working of convicts in this State, and the appointment and duties of officers in relation thereto ;

By Mr. Cochran—

H. B. 404. To protect fish in the county of Madison ;

By Mr. Williams—

H. B. 405. To repeal article 2, of chapter 6, of part 1,

title 2 of the Code of Alabama of 1876, and to abolish the normal school for colored teachers at Huntsville ;

By Mr. Walker—

H. B. 406. To prohibit the sale or giving away of any vinous, spirituous or malt liquors, in the town of Dayton, or within 6 miles of said town, approved December 4, 1880.

Also,

H. B. 407. To amend section 4460 (4222) of the Code ;

Also,

H. B. 408. To amend section 239 of the Code ;

By Mr. Langdon—

H. B. 409. To amend an act entitled an act to amend sections 2, 5, 8, 10, 13, 14, 19, 21, 24, 28 and 33, of an act to adopt and carry into effect the plan for the adjustment and settlement of the existing indebtedness of the late incorporation, known as the mayor and aldermen and common council of the city of Mobile, which is recommended in the report of the commissioners of Mobile made and laid before the General Assembly of Alabama, on the 26th day of November, 1880, as provided in section 16 of an act of the General Assembly of Alabama, entitled an act to vacate and amend the charter and dissolve the corporation of the city of Mobile, and to provide for the application of the assets thereof in discharge of the debts of said corporation, approved February 11, 1879, approved December 8, 1880, approved February 24, 1881 ;

By Mr. Hamilton—

H. B. 410. To amend sections 1994 and 1996 of the Code ;

By Mr. Graham—

H. B. 411. To authorize and require the clerk of the City Court of Montgomery to issue executions in criminal cases in term time ;

By Mr. Willett—

H. B. 412. To repeal sections 518, 519, 520 and 521 of the Code, relating to revenue stamps ;

By Mr. Browne, of Talladega---

H. B. 413. To repeal section 4 of an act entitled an act to regulate the fine and forfeiture fund of certain counties, approved February 13, 1879 ;

Also,

H. B. 414. To fix the rate of taxation in this State at one-half of one per centum ;

By Mr. Vines---

H. B. 415. To authorize the probate judge of Tallapoosa county to order an election to determine whether spirituous or malt liquors, or other intoxicating beverages, shall be sold, given away, or otherwise disposed of in said county, the same being prohibited by an act entitled an act to prohibit the sale of spirituous, vinous or malt liquors, or other intoxicating beverages in the counties of Etowah, Cherokee, DeKalb and Tallapoosa, approved February 28, 1881;

By Mr. Wood---

H. B. 416. To protect *bona fide* purchasers of property in certain cases;

By Mr. Hogue---

H. B. 417. To repeal all laws prohibiting the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters, in Marion beat, Perry county;

Were severally read once and ordered to a second reading on to-morrow.

Petitions were presented by Mr. Hawkins, of Barbour, and Mr. Lang, which were referred to the committee on local legislation;

Also,

By Mr. Dunklin and Mr. Thagard, which were referred to the committee on counties and county boundaries;

Also,

By Mr. Thagard, which was referred to the committee on temperance.

#### MESSAGE FROM THE SENATE.

#### SENATE CHAMBER,

December 4, 1882.

*Mr. Speaker:*

The Senate has concurred in the House joint resolution relative to the recess to be taken by the General Assembly; Also, has passed the following bills:

H. B. 7. To authorize the probate judge of Chambers county to order an election in said county to prevent the sale, giving away, or otherwise disposing of vinous, spirituous or malt liquors, or intoxicating bitters, within the limits of said county;

H. B. 48. To repeal an act to abolish the office of tax

collector in the counties of Baldwin, Escambia and Sanford (now Lamar), as to Lamar county ;

H. B. 16. To incorporate the Dallas Compress Company ;

H. B. 63. To punish the taking of rebates ;

H. B. 41. To require applicants for license to teach in the public schools of Alabama who hold diplomas, to pay the same fees for license as other applicants.

W. L. CLAY,  
Secretary.

Mr. Samford, from the committee of conference, made the following report, which was adopted :

The committee of conference on the disagreement of the two houses of the General Assembly in respect to the resolution to appoint a joint committee to investigate the convict system of the State, have had the matter under consideration, and respectfully recommend, that the Senate recede from its amendment to said joint resolution, and that *in lieu* of said amendment, that said resolution be amended by striking out all after the words "whose duty it shall be," and in lieu thereof insert the words, "to report by bill or otherwise on or before 6th December, 1882, what legislation, if any, is required in respect to the hiring of convicts after January 1st, 1883."

A. V. GARDNER,

D. S. TROY,

R. C. JONES,

on part of the Senate.

W. J. SAMFORD,

N. W. GRIFFIN,

R. H. POWELL,

J. M. CLARK,

on part of the House.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

December 4, 1882.

*Mr Speaker :*

The Senate has originated and passed the following bills:

s. B. 38. To amend an act for the protection of certain portions of the lands and plantations lying in Bullock county

from depredations by stock, approved December 8, 1880, and amended February 24th, 1881;

s. B. 15. To prescribe the manner in which claims against the fine and forfeiture fund of Lawrence county shall be paid;

s. B. 91. To regulate the trial of misdemeanors in Calhoun county.

W. L. CLAY,  
Secretary.

The bills, whose titles are set forth in the above message, were severally read once, and ordered to a second reading on to-morrow.

#### REPORTS OF STANDING COMMITTEES.

Mr. Brewer, from the committee on fees and salaries, reported favorably to the bill—

H. B. 161. To regulate the fine and forfeiture fund of St. Clair county;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 81, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Burnett, Brown of Tuscaloosa, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Gorce, Glover, Graham, Grant, Griffin, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, May, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Porter, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Shorter, Simpson, Smith of Dallas, Smith of Antanga, Swan, Tatnm, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—81.

By leave, Mr. John, from a special committee, reported favorably to the bill—

H. B. 290. To regulate the drawing and empanelling of grand and petit jurors in Dallas county;

The bill was ordered to a third reading; read a third time;



On motion of Mr. Berry, the vote by which the bill was ordered to a third reading was reconsidered;

Mr. Berry offered an amendment;

Pending the consideration of which, the

#### SPECIAL ORDER,

The resolution from the judiciary committee relative to the increase of the judicial circuits, was taken up; and,

On motion of Mr. Shackelford, the consideration of the resolution was indefinitely postponed.

Mr. Berry claimed the floor—the House having under consideration H. B. 71—when the special order was taken up;

The chair (Mr. Powell) held that the regular business was the call of committees, and that the bill—H. B. 71—went over, to come up as unfinished business;

The decision of the chair was appealed from;

The House sustained the decision of the chair.

#### MESSAGE FROM THE SENATE,

#### SENATE CHAMBER,

December 4, 1882.

*Mr. Speaker:*

The Senate has originated and passed the following bills:

s. B. 119. To amend sections 1385, 1388, 1393, 1395, 1396 and 1399 of the Code—(pilottage in Mobile bay);

s. B. 120. To amend sections 1376, 1380, 1381 and 1383 of the Code—(harbor masters and port wardens at Mobile);

And has ordered them forthwith to the House, without engrossment;

And has concurred in the report of the conference committee on the joint resolution raising a joint committee on the convict system in this State.

W. L. CLAY,  
Secretary.

The bills, whose titles are set forth in the above message, were severally read once, and ordered to a second reading on to-morrow.

Mr. Swan gave notice that he would, on to-morrow, move that the House adjourn each day at half-past one, to meet again at half-past three.

## SECOND SPECIAL ORDER.

The second special order, the Bill—

H. B. 58. To repeal an act to prevent the sale of spirituous, vinous or malt liquors in Pickens county.

Was taken up; and, on motion of Mr. Willett, its further consideration was postponed, and made the special order for Thursday at 12 m.

Mr. Hamilton, from the judiciary committee, reported favorably to the bill--

S. B. 26. To amend sections 1803 and 1804 of the Code--

The bill was ordered to a third reading forthwith; read a third time, and passed--yeas 68, nays 2.

Yeas--Messrs. Speaker, Alexander, Anderson, Adkison, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clayton, Ferrell, Fuller, Garrett, Gere, Glover, Graham, Grant, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Harris, Hogue, Ingle, John, Jones, Kimbrough, Lang, Langdon, Moren, Moragne, McAdory, McIntyre, McCall, McMillan, Nesmith, Porter, Purifoy, Raisler, Reynolds of Talladega, Russell, Shackelford, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens--68.

Nays--Messrs. Avent, and Brown of Talladega--2.

Also, from the same committee, reported favorably to the bill--

H. B. 338. To amend section 1807 of the Code;

The bill was ordered to a third reading forthwith; read a third time, and passed--yeas 72, nays 0.

Yeas--Messrs. Alexander, Anderson, Avent, Avery, Berry, Burnett, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dunklin, Edwards, Fuller, Gere, Goree, Graham, Grant, Grillin, Grisham, Haden, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, John, Jones, Kendrick, Kimbrough, Lang, Langdon, Moren, Moragne, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Porter, Powell, Raisler, Robinson, Russell, Sanford, Scarborough, Shackelford, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Wil-

liams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens---72.

Also, from the same committee, reported favorably to the bill---

H. B. 330. To repeal an act entitled an act to establish a new charter for the city of Opelika, and amendments thereof;

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 65, nays 0.

Yeas---Messrs. Alexander, Anderson, Adkison, Avent, Avery, Berry, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carnichael, Cochran, Cowart, Clayton, Crawford, Dunklin, Edwards, Fuller, Gere, Glover, Graham, Grant, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, John, Kendrick, Kimbrough, Lang, Muldon, McAdory, McIntyre, McCall, McMillan, Nesmith, Powell, Purifoy, Raister, Reynolds of Talladega, Robinson, Russell, Sanford, Scarborough, Shackelford, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Wood, Wharton, Whitt, Young of Pickens---65.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

December 4, 1882.

*Mr. Speaker:*

The Senate has passed the following bill:

H. B. 85. To provide for the adjustment, compromise and settlement of the indebtedness of the counties of Chambers, Randolph, Tallapoosa, Lee and Pickens, arising from bonds issued by said counties in payment of stock subscribed to the capital stock of railroad companies.

W. L. CLAY,  
Secretary.

Mr. Hamilton, from the judiciary committee, reported favorably to the bill, with amendments---

H. B. 71. To increase the jurisdiction of justices of the peace in Dallas county;

The amendments were adopted;

Marengo and Russell were included in the bill, the title was amended to correspond, and the bill was ordered to be engrossed for final action on to-morrow.

Also, from the same committee, reported favorably to the bill—

H. B. 247. To require the solicitors of the State to make annual reports to the Attorney-General of the number of persons prosecuted upon criminal charges, during the year preceeding, in each of the counties in their respective jurisdictions, the character of the alleged offenses, the result of the trials, and the punishments imposed;

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 69, nays 0.

Yeas—Messrs. Alexander, Anderson, Adkison, Avent, Avery, Beck of Wilcox, Berry, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Clark, Clayton, Crawford, Dowling, Edwards, Fuller, Garrett, Goree, Glover, Grant, Grisham, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Ingle, John, Jones, Kendrick, Kimbrough, Langdon, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Porter, Powell, Purifoy, Raisler, Reynolds of Talladega, Robinson, Russell, Sanford, Scarborough, Shackelford, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatum, Thagard, Underwood of Colbert, Vines, Walker, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—69.

Also, from the same committee, reported favorably to the bill—

H. B. 269. To authorize the county of Mobile to make and issue its bonds to a limited amount for a certain specific purpose;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 66, nays 0.

Yeas—Messrs. Alexander, Adkison, Avent, Avery, Beck of Wilcox, Berry, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Cochran, Clark, Clayton, Dowling, Dunklin, Ferrell, Fuller, Garrett, Gere, Glover, Grant, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nesmith, Raisler, Reynolds of Talladega, Robinson, Russell, Shackelford, Shorter, Simpson, Smith of Dallas, Smith of Autauga,

Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—66.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

December 4, 1882.

*Mr. Speaker :*

The Senate has originated and passed the following bills :

s. B. 137. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous or malt liquors, or intoxicating beverages, or the manufacture thereof of any kind, in the county of Jackson;

Also,

s. B. 59. To establish a new charter for the city of Gadsden;

And ordered both bills to the House forthwith.

W. L. CLAY,  
Secretary.

The bills, whose titles are set forth in the above message, were severally read once and ordered to a second reading on to-morrow.

Mr. Hamilton, from the judiciary committee, reported favorably to the bill---

H. B. 271. To amend section 1719 of the Code;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 67, nays 0.

Yeas---Messrs. Adkison, Avent, Avery, Baker, Beck of Wilcox, Berry, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Cochran, Clark, Clayton, Dowling, Dunklin, Edwards, Fuller, Garrett, Gere, Goree, Grant, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, John, Jones, Kendrick, Kimbrough, Lang, Moren, Moragne, Muldon, McAdory, McCall, McMillan, Nevill, Nesmith, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackleford, Shorter, Simpson, Smith of Dallas, Smith of Antauga, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Williams, Willett, Wood, Wharton---67.

Also, from the same committee, reported favorably to the bill, with amendment---

S. B. 30. To amend section 3218 of the Code ;

The amendment was adopted ;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 63, nays 0.

Yeas—Messrs. Adkison, Avent, Avery, Baker, Beck of Wilcox, Berry, Burnett, Browne of Talladega, Brown of Tuscaloosa, Broyles, Clayton, Dinklin, Edwards, Fuller, Gere, Grant, Griffin, Grisham, Haden, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kimbrough, Lang, Moren, Moragne, Muldon, McAdory, McCall, McMillan, Nevill, Nesmith, Powell, Purifoy, Ruisler, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tingle, Thagard, Vines, Walker, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—63.

On motion of Mr. Griffin, the House adjourned until tomorrow morning at 10 o'clock.

## EIGHTEENTH DAY.

### HOUSE OF REPRESENTATIVES,

TUESDAY, December 5, 1882.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Urquhart.

On the call of the roll the following members answered to their names:

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Claydon, Crawford, Dowling, Dinklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan,

Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens--97.

The journal of yesterday was read and approved.

Mr. Orme was excused for being absent yesterday, on account of sickness.

#### ENGROSSED BILLS.

#### HOUSE OF REPRESENTATIVES,

December 5, 1882.

*Mr. Speaker:*

The committee on engrossed bills have examined the following bills, and find them correctly engrossed, viz:

H. B. No. 71, 170, 338, 330.

C. C. SHORTER,  
Chairman.

#### SIGNING OF ENROLLED BILLS.

Mr. Browne, from committee on enrolled bills, reported as correctly enrolled the following bills; and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills:

H. B. 7. To authorize the probate judge of Chambers county to order an election in said county, to prevent the sale, giving away, or otherwise disposing of vinous, spirituous or malt liquors, or intoxicating bitters, within the limits of said county;

H. B. 16. To incorporate the Dallas Compress Company;

H. B. 41. To require applicants for license to teach in the public schools of Alabama who hold diplomas, to pay the same fees for license as other applicants.

H. B. 48. To repeal an act to abolish the office of tax collector in the counties of Baldwin, Escambia and Sanford (now Lamar), as to Lamar county.

## MESSAGE FROM THE SENATE.

## SENATE CHAMBER,

December 3, 1882.

*Mr. Speaker:*

The Senate has originated and passed the following bills:

s. B. 110. To provide for the examination of the county officers, county jail, records of the court of county commissioners and the county chain-gang, and report thereon;

s. B. 97. To regulate the publication of legal notices in the counties of Coffee and Geneva;

s. B. 122. To amend section 494 of the Code.

W. L. CLAY,

Secretary.

The bills, whose titles are set forth in the above message, were severally read once, and ordered to a second reading on to-morrow.

The bill—

H. B. 71. To increase the jurisdiction of justices of the peace in Dallas county:

Was reported correctly engrossed, with amendments; read a third time, and passed—yeas 72, nays 3.

Yeas—Messrs. Speaker, Adkison, Avery, Beck of Wilcox, Berry, Bibb, Branch, Brewer, Brown of Tinscaloosa, Broyles, Carmichael, Cowart, Clark, Edwards, Ferrell, Fuller, Gere, Glover, Graham, Grant, Grillin, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, May, Muldon, McAdory, McIntyre, McCull, McMullan, Nevill, Orme, Porter, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Scarborough, Shackelford, Shorter, Simpson, Smith of Dallas, Smith of Antauga, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Whitt, Young of Marion, Young of Pickens—72.

Nays—Hawkins of Jefferson, Moragne, Nesmith—3.

By leave, Mr. John called up the bill—

H. B. 290. To regulate the drawing and empanelling of grand and petit jurors in Dallas county;

Mr. Berry offered an amendment, which was adopted;



The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 60, nays 16.

Yeas—Messrs. Speaker, Aderholt, Anderson, Armstrong, Avent, Avery, Baker, Berry, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cowart, Döwling, Ferrell, Fuller, Gere, Goree, Graham, Grant, Griffin, Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Ingle, John, Kimbrough, Langdon, Muldon, McIntyre, McCall, Nevill, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Samford, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Swan, Tattn, Tbagard, Vines, Walker, Watlington, Wood, Whitt—60.

Nays—Messrs. Branch, Clark, Clayton, Glover, Haden, Hunt, May, Moragne, Nesmith, Porter, Raisler, Tingle, Underwood of Colbert, Underwood of Franklin, Williams, Young of Pickens—16.

#### MESSAGE FROM THE SENATE.

#### SENATE CHAMBER,

December 5, 1882.

*Mr. Speaker :*

The Senate has concurred in the House joint resolution relative to printing copies of the warden's report for the use of the General Assembly;

Also, has passed the following bill:

H. B. 82. To provide for the preservation of the census reports in the hands of probate judges in Alabama.

The President has signed the following bill, which originated in the Senate, and your signature is requested to the same:

S. B. 29. To repeal an act to increase the pay of jurors and witnesses in Lowndes county, approved December 16, 1853.

W. L. CLAY,  
Secretary.

The Speaker, in the presence of the House, immediately after its title had been publicly read, signed the above bill—S. B. 29.

## BILLS ON SECOND READING.

The bills—

H. B. 410. To amend sections 1994 and 1996 of the Code;

H. B. 405. To repeal article 2, of chapter 6, of part 1, title 2 of the Code of Alabama of 1876, and to abolish the normal school for colored teachers at Huntsville;

\* Were severally read the second time, and referred to the committee on education.

The bill—

H. B. 403. To regulate the hiring and working of convicts in this State, and the appointment and duties of officers in relation thereto;

Was read the second time, and referred to the committee on penitentiary and criminal administration.

The bill—

H. B. 406. To amend an act to prohibit the sale or giving away of any vinous or malt liquors, in the town of Dayton, or within six miles of said town, approved December 4th, 1880;

Was read the second time, and referred to a select committee of three.

The bill—

\* H. B. 392. To prevent stock, in a certain event, from running at large in Chambers county, and to provide for the enforcement of the same;

Was read the second time, and referred to the committee on agriculture.

The bill—

H. B. 390. To fix the time for holding Circuit Courts in Calhoun county;

Was read the second time, and referred to a special committee of five from the seventh judicial circuit.

The bill—

H. B. 399. To prevent the running of logs and timber without clamping or binding the same, during the season of highwater, on the stream of Burnt Corn, in the counties of Conecuh and Escambia;

Was read the second time, and referred to the committee on public roads and highways.

The bill—

\* H. B. 388. To amend an act to fix the time of holding

the Circuit Courts in the 2d judicial circuit, approved February 13, 1879;

Was read the second time, and referred to special committee from second judicial circuit.

The bills---

H. B. 398. To repeal sub-division 17 of section 494 of the Code;

H. B. 408. To amend section 239 of the Code;

H. B. 414. To fix the rate of taxation in this State at one-half of one per centum;

Were severally read the second time, and referred to the committee on ways and means.

The bills---

S. B. 20. To amend sections 1376, 1380, 1381 and 1383 of the Code;

S. B. 119. To amend sections 1385, 1388, 1393, 1395, 1396 and 1399 of the Code;

Were severally read the second time, and referred to the committee on commerce and common carriers.

The bill---

H. B. 287. To repeal article 2, chapter 1, title 6, part 1, of the Code;

Was read the second time, and referred to the committee on privileges and elections;

The bill---

H. B. 402. To provide for the payment of costs and officer's fees in criminal cases;

Was read the second time, and referred to the committee on penitentiary and criminal administration.

The bills---

H. B. 417. To repeal all laws prohibiting the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters, in Marion beat, Perry county;

H. B. 415. To authorize the probate judge of Tallapoosa county to order an election to determine whether spirituous, vinous, or malt liquors, or other intoxicating beverages, shall be sold, given away, or otherwise disposed of in said county, the same being prohibited by an act entitled an act to prohibit the sale of spirituous, vinous or malt liquors, or other intoxicating beverages in the counties of Etowah, Cherokee, DeKalb and Tallapoosa, approved February 28, 1881;

S. B. 137. To prohibit the sale, giving away, or otherwise disposing of, any spirituous, vinous or malt liquors, or in-

toxicating beverages, or the manufacture thereof, of any kind, in the county of Jackson;

Were severally read the second time, and referred to the committee on temperance.

The bills---

H. B. 394. To amend section 5049 of the Code, regulating the pay of jurors in Clay county;

H. B. 395. To repeal an act to amend section 5063 of the Code;

H. B. 413. To repeal section 4 of "an act to regulate the fine and forfeiture fund of certain counties," approved February 13, 1879;

H. B. 404. To protect fish in the county of Madison;

H. B. 396. To provide for the security and protection of the public bridges in the county of Coffee;

H. B. 400. To amend the first section of an act to amend an act entitled an act to establish the Canebrake Agricultural District, to provide for the securing of same and the management of its affairs;

S. B. 38. To amend an act for the protection of certain portions of the lands lying in Bullock county from depredations by stock, approved December 8, 1880, and amended February 24th, 1881;

Were severally read the second time, and referred to the committee on local legislation.

The bills---

S. B. 59. To establish a new charter for the city of Gadsden;

H. B. 397. To amend section 3 of an act entitled an act to incorporate the town of Cherokee, in Colbert county, approved December 7, 1871;

Were severally read the second time, and referred to the committee on corporations.

The bills---

S. B. 91. To regulate the trial of misdemeanors in Calhoun county;

S. B. 15. To prescribe the manner in which claims against the fine and forfeiture fund of Lawrence county shall be paid;

H. B. 389. To amend section 750 of the Code, so far as relates to the county of Butler;

H. B. 391. To empower and require the Commissioners Court of Calhoun county to furnish the probate judge with a general index book for the use of the office;

H. B. 393. To amend section 359 of the Code, so as to collect the poll tax as soon as it becomes delinquent ;

H. B. 401. To punish the secret burying or disposing of infants ;

H. B. 407. To amend section 4460 (4222) of the Code ;

H. B. 411. To authorize and require the clerk of the City Court of Montgomery to issue executions in criminal cases in term time ;

H. B. 412. To repeal sections 518, 519, 520 and 521 of the Code, relating to revenue stamps ;

H. B. 416. To protect *bona fide* purchasers of property in certain cases ;

Were severally read the second time, and referred to committee on judiciary.

The bill--

H. B. 409. To amend an act entitled an act to amend sections 2, 5, 8, 10, 13, 14, 19, 21, 24, 28 and 33, of an act to adopt and carry into effect the plan for the adjustment and settlement of the existing indebtedness of the late incorporation, known as the mayor and aldermen and common council of the city of Mobile, which is recommended in the report of the commissioners of Mobile made and laid before the General Assembly of Alabama, on the 26th day of November, 1880, as provided in section 16 of an act of the General Assembly of Alabama, entitled an act to vacate and amend the charter and dissolve the corporation of the city of Mobile, and to provide for the application of the assets thereof in discharge of the debts of said corporation, approved February 11, 1879, approved December 8, 1880, approved February 24, 1881 ;

Was read the second time, and referred to the Mobile members.

The Speaker announced the following special committees under an order of the House :

Special committee to consider H. B. 406--

Messrs. Walker, Harris and Hogue ;

From Second Judicial Circuit, on H. B. 390--

Messrs. Dunklin, Griffin and Burnett ;

From the Seventh Circuit--

Messrs. Hammond, Brown, of Talladega, Aderbolt, Swan and Moragne.

## CALL OF THE COUNTIES.

On the call of the counties bills were introduced :

By Mr. Moren---

H. B. 418. To amend section 2820 of the Code ;

Also,

H. B. 419. To repeal an act entitled an act for the preservation of game animals and birds in the counties of Mobile, Monroe, Marengo, Baldwin, Dallas, Lowndes, Hale, Montgomery, Clarke, Greene, Wilcox, Pike, Talladega, Pickens, Bibb, Autauga, Chilton, Clay and Jefferson, so far as it relates to the county of Bibb ;

By Mr. Edwards---

H. B. 420. To pay W. J. B. Padgett and Robert Hasson, Doorkeepers of the Senate and House of Representatives respectively, for certain articles furnished the Senate and House of Representatives, and for repairs ;

By Mr. Thagard---

H. B. 421. To allow certain persons to practice medicine in the county of Crenshaw, after having been regularly in the practice for ten years and have taken one course of lectures ;

By Mr. Watlington---

H. B. 422. To relieve the justices of the peace, notaries public and constables, in the State of Alabama---repeals all laws requiring said officers to be commissioned by Secretary of State ;

By Mr. John---

H. B. 423. To incorporate the inhabitants and territory formerly embraced within the corporate limits of the municipal corporation, since dissolved, styled the city of Selma, and to establish a local government therefor ;

Also,

H. B. 424. For the relief of Wm. K. McConnell, late tax collector of Dallas county ;

By Mr. Whitt---

H. B. 425. For the enforcement of contracts in Dallas county ;

By Mr. Berry---

H. B. 426. To regulate and prescribe the number of hours which shall constitute a day's labor upon the railroad trains in this State ;

By Mr. Avent---

H. B. 427. To amend section 4049 of the Code ;

By Mr. Underwood, of Franklin—

H. B. 428. To limit the amount of spirits prescribed by physicians in Franklin county, State of Alabama;

By Mr. Crawford—

H. B. 429. To render void all mortgages given on growing crops;

By Mr. Harris—

H. B. 430. To prevent stock from running at large in certain portions of Hale county;

By Mr. Glover—

H. B. 431. To prohibit the sale of pistols and pistol cartridges in the State of Alabama;

By Mr. Hunt—

H. B. 432. To repeal an act entitled an act to prevent attorneys and solicitors becoming sureties on official bonds of officers of courts, so far as the same relates to the county of Jackson;

By Mr. Simpson—

H. B. 433. To provide compensation to constables for feeding prisoners in certain cases;

By Mr. Williams—

H. B. 434. To repeal article 1 of chapter 6, part 1, title 2, of the Code of Alabama of 1876, and to abolish the normal school and university for colored teachers and students at Marion;

By Mr. Walker—

H. B. 435. To establish a separate school district in Marengo county to be known as the Faunsdale school district;

By Mr. Orme—

H. B. 436. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, intoxicating bitters or beverages, in beat 9 of the county of Montgomery, Alabama;

By Mr. Graham—

H. B. 437. To repeal an act entitled an act to make Shrove Tuesday, or the day commonly known as Mardi Gras, a legal holiday in the cities and counties of Mobile and Montgomery, in so far as the same relates to the city and county of Montgomery;

Also,

H. B. 438. To make thanksgiving days legal holidays in the counties of Montgomery and Dallas;

By Mr. Cowart—

H. B. 439. To provide for the building of line fences in districts where the stock law prevails ;

By Mr. Griffin—

H. B. 440. To provide for the payment of the commissioners for locating and selecting the swamp and overflowed lands and securing patents to the same to the State of Alabama ;

By Mr. Broyles—

H. B. 441. To authorize the Court of County commissioners of Russell county to appoint and employ a superintendent of public roads and bridges in said county ;

By Mr. Hawkins, of Shelby—

H. B. 442. For the protection of fish in Shelby county ;

By Mr. Reynolds, of Talladega—

H. B. 443. To regulate the time at which tax collectors shall make final settlements and to fix punishments for non-compliance with same ;

By Mr. Brown, of Talladega—

H. B. 444. To protect persons dealing with minors carrying on business ;

By Mr. Wood—

H. B. 445. To amend section 54 of the Code ;

By Mr. Sanford—

H. B. 446. To amend section 2899 of the Code ;

Also,

H. B. 447. To amend section 63 of the Code ;

By Mr. Foster—

H. B. 448. To repeal an act entitled an act to prohibit the manufacture or sale of spirituous, vinous and malt liquors, within the limits of Macon county, Alabama, approved February 26, 1881, so far as the same relates to beat No. 3, known as Society Hill beat, in said county ;

By Mr. Hawkins, of Jefferson—

H. B. 449. To amend section 3 of an act to regulate the compensation of sheriffs for the removal of prisoners, approved March 1, 1881 ;

By Mr. Browne, of Talladega—

H. B. 450. To regulate the payment of fines and forfeitures in the county of Talladega ;

By Mr. Edwards—

H. B. 451. To amend section 4773 of the Code ;

By Mr. Hammond—

H. B. 452. To regulate the payment of fines and forfeitures in Calhoun county ;



By Mr. Harris---

H. B. 453. To repeal an act to prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters, at or within certain localities in this State, approved February 28, 1881, so far as same relates to beat No. 9, of Hale county,

Were severally read once and ordered to a second reading on to-morrow.

Mr. Hawkins, of Barbour, offered the following resolution, which was adopted:

*Resolved, the Senate concurring,* That a joint special committee of four from the House, and three from the Senate, be appointed to take into consideration the propriety of establishing an agricultural bureau, or department of agriculture for the State of Alabama, and to report as early as practicable by bill or otherwise;

Also, the following, which was adopted:

*Resolved,* That the committee on judiciary be instructed to inquire into the propriety of declaring dogs property and whether same shall be taxed, and if taxed how taxed, and what tax shall be levied, and report by bill or otherwise.

Mr. Griffin offered a resolution in reference to a rule of practice, in the Circuit Courts, which was referred to the judiciary committee.

Mr. Grant offered the following resolution, which was adopted:

*Resolved,* That the thanks of this body are due and are hereby tendered to Messrs. John L. Rapier & Co., Proprietors of the *Mobile Register*, for their courtesy and kindness in furnishing daily to the members of this House copies of their able and interesting journal.

#### SPECIAL ORDER.

The hour of 12 m. having arrived, the special order, the resolution and joint memorial to Congress, in behalf of the St. Louis, Montgomery and Florida Railroad, was taken up and on motion of Mr. Hall, its further consideration was postponed and made the special order for 12 m. to-morrow.

The same disposition was made of the Senate memorial on the same subject.

Mr. Hogue presented a petition, which was referred to the committee on temperance.

Mr. John presented two petitions, and Mr. McMillan a

petition, which were referred to the committee on counties and county boundaries.

Mr. Foster presented a petition from citizens of Macon county in reference to the increase of judicial salaries, which was referred to the judiciary committee.

# MESSAGE FROM THE GOVERNOR.

## EXECUTIVE OFFICE,

Montgomery, Alabama, December 5, 1882.

*Mr. Speaker:*

The Governor has approved the following bills, which originated in the House:

H. B. 7. An act to authorize the probate judge of Chambers county to order an election in said county to prevent the sale, giving away, or otherwise disposing of vinous, spirituous or malt liquors, or intoxicating bitters within the limits of said county;

H. B. 16. An act to incorporate the Dallas Compress Company;

H. B. 41. An act to require applicants for license to teach in the public school of Alabama who hold diplomas, to pay the same fees for license as other applicants;

H. B. 48. An act to repeal an act to abolish the office of tax collector in the counties of Baldwin, Escambia and Sanford (now Lamar), as to Lamar county.

Respectfully,

W. G. HUTCHESON,  
Recording Secretary.

By leave, Mr. John, from the special committee, reported a substitute to the bill --

H. B. 356. To divide the State of Alabama into four chancery divisions;

The substitute was adopted;

The bill was ordered to a third reading forthwith, read a third time and passed--yeas 63, nays 11.

Yeas--Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Burnett, Branch, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Edwards, Fuller, Goree, Graham, Grant, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson,

Hawkins of Shelby, Hogue, John, Lang, Langdon, May, Moren, Moragne, Muldon, McAdory, McMillan, Nevill, Orne, Purifoy, Raisler, Reynolds of Talladega, Robinson, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willét, Wood, Wharton, Whitt, Young of Pickens---63.

Nays---Messrs. Clark, Dowling, Gere, Glover, Hunt, Ingle, McCall, Nesmith, Porter, Underwood of Colbert, Young of Marion---11.

Mr. Hamilton, from the judiciary committee, reported back H. B. 287, and asked that it be recommitted to the committee on privileges and elections ;

So ordered.

Also, from the same committee, reported favorably to the bill---

S. B. 19. To amend section 580 of the Code ;

And, on motion of Mr. Robinson, the further consideration of the bill was postponed and made the special order for Thursday next, at 11 a. m.

Also, from the same committee, reported favorably to the bill---

H. B. 128. To regulate the payment of fines and forfeitures ;

Mr. Hogue moved to exclude Perry county;

Mr. Edwards to exclude Chilton;

Mr. Robinson moved to indefinitely postpone the bill and amendments ;

When, on motion of Mr. Griffin, the further consideration of the bill was postponed to 12 m. on the 25th of January, and made the special order for that hour.

Also, from the same committee, reported favorably to the bill---

H. B. 339. To require the payment of fines and forfeitures in Mobile county in lawful money of the United States ;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 76, nays 0.

Yeas---Messrs. Aderholt, Alexander, Anderson, Armstrong, Adkison, Avery, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Cochran, Cowart, Clark, Clayton, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Hamilton, Ham-

mond, Hawkins of Barbour, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Jones, Kimbrough, Langdon, May, Muldon, McAdory, McCall, McMillan, Nevill, Nesmith, Porter, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Scarborough, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Antauga, Swan, Tatnm, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—76.

Also, from the same committee, reported favorably to the bill, with amendments---

H. B. 98. To give landlords of storehouses a lien on the goods of their tenants for rent ;

The amendments were adopted ;

The bill was ordered to a third reading forthwith, read a third time and ordered to be engrossed for final action on to-morrow.

Mr. John offered the following resolution, which was adopted :

*Resolved*, That a committee of eight be appointed by the Speaker to re-arrange the judicial circuits, so as to equalize the work, and to increase the time of holding courts in such counties as need more time ;

And the Speaker appointed as said committee, Messrs. John, Hamilton, Graham, Shorter, Smith of Antauga, Hawkins of Jefferson, Brown of Tuscaloosa, and Simpson.

#### MESSAGE FROM THE SENATE.

##### SENATE CHAMBER,

December 5, 1882.

*Mr. Speaker :*

The Senate has originated and passed the following bill, and ordered it forthwith to the House without engrossment :

S. B. 115. To authorize application to be made to the Congress of the United States to appropriate the sum of \$10,388,072.10 the amount of tax on raw cotton collected in this State as a public school fund for this State, and to provide for the investment of said fund ;

And has substituted as therein shown and passed the bill—

H. B. 163. To make an appropriation for the benefit of the sheriffs of this State.

W. L. CLAY,  
Secretary.

The Senate bill 115, whose title is set forth in the above message, was read once and ordered to a second reading on to-morrow.

The Senate substitute to the bill---

H. B. 163. To make an appropriation for the benefit of the sheriffs of this State;

Was taken up and concurred in—yeas 89, nays 0.

Yeas---Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Dowling, Edwards, Ferrell, Fuller, Garrett, Gerc, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, John, Jones, Kendrick, Kimbrough, Lang, Langdon, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Puriloy, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Samlord, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—89.

Mr. Hamilton, from the judiciary committee, reported favorably with amendments to the bill—

S. B. 69. To regulate the trials of misdemeanors in Sumpter county;

The amendments were adopted;

The bill was ordered to a third reading forthwith, read a third time.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

December 5, 1882.

*Mr. Speaker:*

The Senate has originated and passed the following bill,

and ordered it forthwith to the House without engrossment:

S. B. 96. For the better protection of farmers and other persons therein named, in Conecuh county.

W. L. CLAY,  
Secretary.

The bill, whose title is set forth in the above message, was read once and ordered to a second reading on to-morrow.

On motion of Mr. Langdon, the House adjourned till 10 o'clock to-morrow.

## NINETEENTH DAY.

### HOUSE OF REPRESENTATIVES,

WEDNESDAY, December 6, 1882.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Orme, of the House.

On the call of the roll the following members answered to their names:

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Brown of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—98.

The Journal of yesterday was read and approved.

Mr. Shorter, from the committee on engrossed bills, made the following report :

# HOUSE OF REPRESENTATIVES,

December 6, 1882.

*Mr. Speaker :*

The committee on engrossed bills have examined the following bills, and find them correctly engrossed, viz :

House bills numbers 98, 356, 339, 271, 269, 247, 161.

C. C. SHORTER,  
Chairman.

## SIGNING OF ENROLLED BILLS.

Mr. Brown, from the committee on enrolled bills, reported as correctly enrolled the following bills, and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills :

H. B. 85. To provide for the adjustment, compromise and settlement of the indebtedness of the counties of Chambers, Randolph, Tallapoosa, Lee and Pickens, arising from bonds issued by said counties, in payment of stock subscribed to the capital stock of railroad companies ;

H. B. 63. To punish the taking of rebates ;

H. B. 82. To provide for the preservation of the census reports in the hands of probate judges in Alabama.

The bill—

H. B. 98. To give landlords of storehouses a lien on the goods of their tenants, for rent ;

Which was read a third time and ordered to be engrossed on yesterday, was taken up and passed—yeas 68, nays 16.

Yeas—Messrs. Alexander, Anderson, Armstrong, Avent, Avery, Beck of Covington, Berry, Burnett, Browne of Talladega, Brown of Tuscaloosa, Brewer, Broyles, Carmichael, Cochran, Cowart, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Graham, Grant, Grisham, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, John, Jones, Kimbrough, Langdon, May, Moren, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Samford, Scarborough, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Aulanga, Swan, Tatum,

Vines, Walker, Willett, Wood, Wharton, Whitt, Young of Marion—68.

Nays—Messrs. Speaker, Branch, Clark, Crawford, Glover, Griffin, Haden, Hammond, Hunt, Ingle, Kendrick, Raisler, Shackelford, Underwood of Colbert, Watlington and Williams—16.

The bill was ordered forthwith to the Senate, without engrossment.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

December 6, 1882.

*Mr. Speaker:*

The Senate has originated and passed the following bills:

s. B. 114. To authorize the mortgaging of crops planted or unplanted;

s. B. 133. To incorporate the Gesner Mining and Smelting Company;

s. B. 126. To compensate sheriffs for feeding prisoners confined in jail for a contempt of court;

s. B. 143. To change the county line between the counties of Chilton and Elmore.

W. L. CLAY,  
Secretary.

The bills whose titles are set forth in the above message were severally read once, and ordered to a second reading on to-morrow.

#### BILLS ON SECOND READING.

The bills—

s. B. 96. For the better protection of farmers, and other persons therein named, in Conecuh county;

H. B. 421. To allow certain persons to practice medicine in the county of Crenshaw, after having been regularly in the practice for ten years and have taken one course of lectures;

H. B. 419. To repeal an act entitled an act for the preservation of game animals and birds in the counties of Mobile, Monroe, Marengo, Baldwin, Dallas, Lowndes, Hale, Montgomery, Clarke, Greene, Wilcox, Pike, Talladega,



Pickens, Bibb, Autauga, Chilton, Clay and Jefferson, so far as it relates to the county of Bibb;

H. B. 430. To prevent stock from running at large in certain portions of Hale county;

H. B. 432. To repeal an act entitled an act to prevent attorneys and solicitors becoming sureties on official bonds of officers of courts, so far as the same relates to the county of Jackson;

H. B. 442. For the protection of fish in Shelby county;

H. B. 450. To regulate the payment of fines and forfeitures in the county of Talladega;

S. B. 97. To regulate the publication of legal notices in the counties of Coffee and Geneva;

H. B. 425. For the enforcement of contracts in Dallas county;

Were severally read the second time, and referred to the committee on local legislation.

The bill—

H. B. 426. To regulate and prescribe the number of hours which shall constitute a day's labor upon railroad trains in this State;

Was read the second time, and referred to committee on commerce and common carriers.

The bill—

H. B. 440. To provide for the payment of the commissioners for locating and selecting the swamp and overflowed lands and securing patents to the same to the State of Alabama;

Was read the second time, and referred to the committee on appropriations.

The bill—

S. B. 110. To provide for the examination of the county officers, county jail, records of the courts of county commissioners and the county chain-gang, and report thereon;

Was read the second time, and referred to a select committee of five.

The bills—

H. B. 428. To limit the amount of spirits allowed by physicians in Franklin county, State of Alabama;

H. B. 436. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous, malt liquors, intoxicating bitters or beverages, in beat 9 in the county of Montgomery, Alabama;

H. B. 448. To repeal an act entitled an act to prohibit

the manufacture or sale of spirituous, vinous and malt liquors, within the limits of Macon county, Alabama, approved February 26, 1881, so far as the same relates to beat No. 3, known as Society Hill beat, in said county;

Were read the second time, and referred to the committee on temperance.

The bill—

H. B. 453. To repeal an act to prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters, at or within certain localities in this State, approved February 28, 1881, so far as same relates to beat No. 9, of Hale county,

Was read second time, and referred to select committee.

The bills—

H. B. 421. For the relief of Wm. K. McConnell, late tax collector of Dallas county;

H. B. 427. To amend section 4049 of the Code;

H. B. 429. To render void all mortgages given on growing crops;

H. B. 431. To prohibit the sale of pistols and pistol cartridges in the State of Alabama;

H. B. 433. To provide compensation to constables for feeding prisoners in certain cases;

H. B. 437. To repeal an act entitled an act to make Shrove Tuesday, or the day commonly known as Mardi Gras, a legal holiday in the cities and counties of Mobile and Montgomery, in so far as the same relates to the city and county of Montgomery;

H. B. 438. To make thanksgiving days legal holidays in the counties of Montgomery and Dallas;

H. B. 441. To protect persons dealing with minors carrying on business;

H. B. 445. To amend section 51 of the Code;

H. B. 446. To amend section 2899 of the Code;

H. B. 447. To amend section 63 of the Code;

H. B. 449. To amend section 3 of an act to regulate the compensation of sheriffs for the removal of prisoners, approved March 1, 1881;

H. B. 452. To regulate the payment of fines and forfeitures in Calhoun county;

H. B. 418. To amend section 2820 of the Code;

H. B. 422. To relieve the justices of the peace, notaries public and constables, in the State of Alabama;

H. B. 423. To incorporate the inhabitants and territory

formerly embraced within the corporate limits of the municipal corporation, since dissolved, styled the city of Selma, and to establish a local government therefor;

Were severally read the second time, and referred to the committee on the judiciary.

The bills—

H. B. 434. To repeal article 1 of chapter 6, part 1, title 2, of the Code of Alabama of 1876, and to abolish the normal school and university for colored teachers and students at Marion;

H. B. 435. To establish a separate school district in Marengo county, to be known as the Fannsdale school district;

Were severally read the second time, and referred to the committee on education.

The bill—

H. B. 439. To provide for the building of line fences in districts where the stock law prevails;

Was read the second time, and referred to the committee on agriculture.

The bill—

H. B. 441. To authorize the Court of County commissioners of Russell county to appoint and employ a superintendent of public roads and bridges in said county;

Was read the second time, and referred to committee on public roads and highways.

The bill—

H. B. 451. To amend section 4773 of the Code;

Was read the second time, and referred to the committee on fees and salaries.

H. B. 420. To pay W. J. B. Padgett and Robert Hasson, Doorkeepers of the Senate and House of Representatives respectively, for certain articles furnished the Senate and House of Representatives, and for repairs;

Was read the second time, and referred to committee on accounts and claims.

The bills—

H. B. 443. To regulate the time at which tax collectors shall make final settlements, and to fix punishments for non-compliance with same;

S. B. 122. To amend section 494 of the Code;

Were severally read the second time, and referred to committee on ways and means.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

December 6, 1882.

*Mr. Speaker:*

The President has, in the presence of the Senate, signed the following bills, and your signature to the same is requested:

s. B. 30. To amend section 3218 of the Code,

s. B. 26. To amend sections 1803 and 1804 of the Code.

W. L. CLAY,

Secretary.

The Speaker, in the presence of the House, after their titles had been publicly read, signed the bills whose titles are set forth in the above message.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

December 6, 1882.

*Mr. Speaker:*

The Senate requests the return of Senate bill:

s. B. 115. To authorize application to be made to the Congress of the United States to appropriate the sum of \$10,388,072.10---the amount of tax on raw cotton collected in this State---as a public school fund for this State, and to provide for the investment of said fund.

W. L. CLAY,

Secretary.

The request of the Senate was granted, and the bill returned.

On motion of Mr. Alexander, s. B. 110 was referred to a special committee, consisting of Messrs. Alexander, Lang, Reynolds, of Talladega, Robinson, and Brown, of Tuscaloosa.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

December 6, 1882.

*Mr. Speaker :*

The Senate has passed the following bill :

H. B. 121. To provide for the compensation of jurors in Mobile county; \*

Also, has concurred in House amendment to the bill---

S. B. 30. To amend section 3218 of the Code;

And has concurred in the House joint resolution raising a special committee on the establishment of an agricultural department for this State;

Committee on part of the Senate---

Messrs. Brooks, of Macon, Gardner and Griffin.

W. L. CLAY,

Secretary.

The Speaker announced as special committee to consider the bill locating the county seat of Blount county---

Messrs. Nesmith, Gere and Branch.

The bill---

S. B. 69. To regulate the trials of misdemeanors in Sumter county;

Which was pending at adjournment on yesterday, and which had been read the third time, was passed---yeas 75, nays 0.

Yeas—Messrs Speaker, Aderbolt, Alexander, Anderson, Armstrong, Adkison, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Brewer, Browne of Talladega, Broyles, Carmichael, Cochran, Cowart, Clayton, Crawford, Dowling, Dunklin, Fuller, Garrett Gere, Goree, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, John, Jones, Kendrick, Kimbrough, Lang, May, Maldon, McAdory, McCall, McMillan, Nevill, Nesmith, Orme, Powell, Purikoy, Raisler, Reynolds of Henry, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Swan, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Wood, Wharton, Young of Marion, Young of Pickens—75.

The bill was ordered forthwith to the Senate.

## CALL OF THE COUNTIES.

On the call of the counties bills were introduced :

By Mr. Druklin---

H. B. 454. To amend section 1632 of the Code, so far as same relates to the county of Butler;

Also,

H. B. 455. To amend section 5027 of the Code, so far as relates to the county of Butler;

By Mr. Porter---

H. B. 456. To amend subdivision 8 of section 358 of the Code;

By Mr. Muldon---

H. B. 457. To make appropriations for the ordinary expenses of the executive, legislative and judicial departments of the State, for interest on the public debt, and for public schools;

Also,

H. B. 458. To amend section 4359 of the Code;

Also,

H. B. 459. Concerning charitable, benevolent and beneficiary associations, societies and corporations;

Also,

H. B. 460. In relation to the inspection of steam boilers and the appliances and apparatus connected therewith, in the port and county of Mobile;

Also,

H. B. 461. To make the day commonly known as Good Friday, a legal holiday in the State of Alabama;

By Mr. Hamilton---

H. B. 462. To amend section 4416 of the Code;

By Mr. Muldon---

H. B. 463. To appropriate the sum of five hundred and seventy-seven and 85-100 dollars to cover deficiency in the appropriation for fuel and lights for the two years ending September 30, 1882;

By Mr. Hamilton---

H. B. 464. To amend section 4445 of the Code;

Also,

H. B. 465. To amend section 4207 of the Code;

By Mr. Graham---

H. B. 466. To appropriate the money collected from license by the State for the sale of liquors within the cor-

porate limits of the cities of Montgomery and Selma, to public school purposes in said cities;

Also,

H. B. 467. For the relief of E. B. Randolph, of Montgomery county;

By Mr. Orme—

H. B. 468. To prevent the sale or giving away of vinous, spirituous or malt liquors, cordials or fruit preserved in alcoholic liquors, in township 12, range 18, in the county of Montgomery, Alabama;

By Mr. Nevill—

H. B. 469. For the protection of the traveling public against accidents caused by color blindness and defective vision;

By Mr. Browne, of Talladega—

H. B. 470. To prohibit the selling or giving, or otherwise disposing of intoxicating liquors, to intemperate persons or habitual drunkards, after notice given;

By Mr. Wood—

H. B. 471. To regulate trials of misdemeanors and examinations of public offences before justices of the peace and notaries public who are ex-officio justices of the peace in this State;

By Mr. Moragne—

H. B. 472. To establish a court of quarter sessions for the county of Etowah;

By Mr. Cowart—

H. B. 473. To provide for the relief of Z. B. Trammell, of Pike county, in the matter of the redemption of certain lands sold at tax sale;

Were severally read once and ordered to a second reading on to-morrow.

Petitions were presented by Messrs. Dunklin and Berry, which were referred to the committee on temperance.

Mr. Avery, a petition, which was referred to the committee on local legislation.

Mr. Purifoy, a petition, which was referred to the committee on counties and county boundaries.

Mr. Garrett offered a resolution, which was referred to the committee on privileges and elections.

Mr. Walker, from a special committee, reported favorably to the bill—

H. B. 406. To amend an act to prohibit the sale or giv-

ing away, of any vinous, spirituous or malt liquors, in the town of Dayton, or within six miles of said town ;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 76, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Avery, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Broyles, Carmichael, Cochran, Cowart, Clayton, Crawford, Dowling, Dunklin, Garrett, Goree, Graham, Grant, Griffin, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kimbrough, Langdon, Moren, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Shorter, Simpson, Smith of Dallas, Smith of Antauga, Swan, Tatum, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—76.

The bill was ordered forthwith to the Senate without engrossment.

Mr. Cowart, by leave, from the committee on temperance, reported favorably to the bill---

H. B. 305. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters or cordials, or fruits preserved in alcoholic liquors, within five miles of Highland Home Institute, Crenshaw county, Alabama ;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 75, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Armstrong, Adkison, Avent, Avery, Branch, Brewer, Brown of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Garrett, Gere, Goree, Graham, Grant, Grisham, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, Moren, McAdory, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Antauga, Swan, Tatum, Tingle, Underwood of Colbert, Underwood of Franklin,



Vines, Watlington, Williams, Willett, Wood, Wharton, Young of Marion, Young of Pickens—75.

The bill was ordered forthwith to the Senate without engrossment.

#### SPECIAL ORDER.

The hour of 12 m. having arrived, the bill, H. B. 17, was taken up, and on motion of Mr. Shackelford its further consideration was postponed and made the special order for 12 m. on January 26th.

Mr. Hammond, from a special committee, reported favorably to the bill—

H. B. 390. To fix the time for holding the Circuit Courts, in Calhoun county ;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 77, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Armstrong, Adkison, Avent, Avery, Bibb, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carnichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Garrett, Gere, Gorre, Graham, Grant, Griffin, Haden, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moren, McAdory, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Antauga, Swan, Tatnm, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Willett, Wood, Wharton, Young of Marion, Young of Pickens—77.

The bill was ordered to the Senate forthwith without engrossment.

By leave, Mr. Hamilton, from the judiciary committee, reported favorably to the bill—

H. B. 238. To repeal an act to provide a fund for the payment of the witnesses for the State in Circuit and County Courts of Tuscaloosa county, and prescribe their compensation, approved March 1, 1881 ;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 78, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Berry,

Bibb, Burnett, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Fuller, Garrett, Gere, Goree, Graham, Grant, Haden, Hall, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, May, Moren, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Porter, Powell, Purifoy, Raisler, Reynolds of Talladega, Robinson, Russell, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Antauga, Swan, Sanford, Tatum, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Whitt, Young of Marion, Young of Pickens---78.

The bill was ordered to the Senate forthwith without engrossment;

Also, from the same committee, reported favorably to the bill---

H. B. 387. To vacate and amend the charter and dissolve the corporation of the city of Selma, and to provide for the application of the assets thereof, to the payment of the debt thereof;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 64, nays 0.

Yeas---Messrs. Alexander, Anderson, Armstrong, Beck of Covington, Berry, Burnett, Brewer, Carmichael, Cowart, Clark, Dunklin, Ferrell, Fuller, Gere, Gorce, Graham, Grant, Grisham, Hall, Hammond, Hawkins of Barbour, Harris, Hogue, Hunt, Ingle, John, Jones, Kimbrough, Lang, May, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Porter, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Samford, Scarborough, Shorter, Simpson, Smith of Dallas, Smith of Antauga, Swan, Tatum, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion---64.

The bill was ordered forthwith to the Senate without engrossment.

Also, from the same committee, reported favorably with amendments to the bill---

H. B. 347. To establish a new charter for the city of Opelika;

The amendments were adopted;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 63, nays 0.

Yeas—Messrs. Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Brown of Tuscaloosa, Broyles, Carmichael, Cowart, Clark, Clayton, Dowling, Dunklin, Edwards, Fuller, Garrett, Gere, Graham, Grant, Grisham, Hall, Hamilton, Hawkins of Barbour, Hogue, Hunt, John, Jones, Kendrick, Lang, May, Moren, Maragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Powell, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Shackelford, Shealy, Smith of Dallas, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Colbert, Vines, Walker, Watlington, Willett, Wharton, Whitt, Young of Pickens—63.

The bill was ordered to the Senate forthwith without engrossment.

Also, from the same committee, reported favorably to the bill—with amendment—

s. B. 63. To authorize the purchasers of the road bed of any turnpike, macadamized, planked, shelled, or other improved road, formerly belonging to, and used as a toll road, by any corporation created under the laws of Alabama for that purpose, to constitute themselves into a body politic and corporate;

The amendment was adopted;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 73, nays 0.

Yeas—Messrs. Aderholt, Alexander, Anderson, Armstrong, Beck of Covington, Berry, Burnett, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clayton, Crawford, Dunklin, Ferrell, Fuller, Garrett, Gere, Gorce, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Harris, Hogue, Hunt, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—73.

#### SPECIAL ORDER.

The hour of 1 p. m. having arrived, the special order—memorial and resolution to Congress asking aid for the St.

Louis, Montgomery and Florida Railroad—was taken up, and on motion of Mr. Hall its further consideration was postponed, and made the special order for 12 m to-morrow;

The same disposition was made of the Senate memorial on the same subject.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

December 6, 1882.

*Mr. Speaker:*

The Senate has originated and passed the following bill:  
 s. n. 77. To provide for the collection of State taxes in counties having no qualified tax collectors, and to regulate the finances of such counties, and ordered it forthwith to the House, without engrossment.

W. L. CLAY,  
 Secretary.

The bill, whose title is set forth in the above message, was read once, and ordered to a second reading to-morrow.

Mr. Samford, from the joint committee, made the following report:

We, the undersigned committee, appointed by a joint resolution of the two Houses, "to report by bill or otherwise, on or before the 6th day of December, 1882, what legislation if any is required in respect to the hiring of convicts after January 1, 1883," respectfully report, that bills have been introduced in the Senate and House of Representatives providing for the work contemplated for this committee, and they ask to be discharged.

R. C. JONES,  
 A. O. DAVIDSON,  
 on the part of the Senate.  
 GEO. W. VINES,  
 S. A. M. WOOD,  
 W. J. SAMFORD,  
 on part of the House.

The report was adopted, and the committee discharged.

Mr. Samford, from the committee on penitentiary and criminal administration, reported favorably to H. B. 403,

with a substitute, and it was made the special order for 11½ a. m. to-morrow.

Mr. Nesmith, from a special committee, reported favorably to the bill—

H. B. 281. To permanently locate the county site in the county of Blount;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 77, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Armstrong, Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Bibb, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dunklin, Fuller, Garrett, Gere, Goree, Glover, Grant, Griffin, Grisham, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moragne, Muldon, McAdory, McCall, Nevill, Nesmith, Orme, Porter, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Willett, Wood, Wharton, Whitt, Young of Marion—77.

Mr. Powell offered the following resolution, which was adopted:

*Resolved*, That the clerk be and he is hereby instructed to have 200 copies of the substitute, reported by the special committee on the hire of convicts, for House bill 403, printed for the use of the House.

Mr. Smith, of Autauga, from the committee on counties and county boundaries, reported favorably to the bill—

H. B. 264. To "authorize the people of Winston county to vote on the question of removing the county seat of said county, and to permanently locate the same;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 78, nays 0.

Yeas—Messrs. Speaker, Aderholt, Armstrong, Avent, Avery, Baker, Beck of Wilcox, Berry, Branch, Brewer, Brown of Talladega, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Fuller, Garrett, Gere, Graham, Grant, Griffin, Grisham, Haden, Hall, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moragne,

Muldon, McAdory, McIntyre, McCall, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Scarborough, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Pickens—78.

Mr. Armstrong offered the following resolution, which was ordered to lie over till to-morrow.

*Resolved*, That this House shall adjourn daily at 2 o'clock, p. m., and re-convene at 4 p. m., until December 11th inst. inclusive. Such evening sessions shall be devoted to consideration of local bills.

Mr. Brown, of Tuscaloosa, from the committee on ways and means, reported favorably to the bill—with amendment—

H. B. 140. To provide for summary judgments against judges of probate and tax collectors;

The amendment was adopted;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 68, nays 5.

Yeas---Messrs. Speaker, Alexander, Anderson, Armstrong, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Crawford, Dowling, Gere, Goree, Graham, Grant, Griffin, Grisham, Haden, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Orme, Porter, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Scarborough, Shackelford, Simpson, Smith of Dallas, Smith of Autauga, Swan, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Willett, Whitt---68.

Nays---Messrs. Robinson, Sanford, Underwood of Colbert, Wood, Edwards---5.

Mr. Reynolds, of Talladega, gave notice that he would, on to-morrow, move to reconsider the vote by which the above bill was passed.

Also, from the same committee, reported favorably to the bill---

H. B. 288. To authorize and require the Governor to

destroy all mncurrent funds in the treasury, and all six per cent. bonds that have not been issued ;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 84, nays 0.

Yeas---Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Berry, Bibb, Burnett, Branch, Brewer, Brown, of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Garrett, Gere, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Robinson, Samford, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tingle, Thigard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion---84.

Mr. John offered a resolution relative to the purchase of scales for the weighing of mail matter, which was tabled.

Mr. Hammond offered an amendment to H. B. 101, which was referred to the committee considering the bill.

On motion of Mr. Edwards the House adjourned to 10 o'clock to-morrow morning.

## TWENTIETH DAY.

HOUSE OF REPRESENTATIVES,

THURSDAY, December 7, 1882.

*Mr. Speaker :*

The House met pursuant to adjournment.

Prayer by Rev. Mr. Shackelford, of the House.

On the call of the roll the following members answered to their names:

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowl-

ing, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, May, Moren, Moragne, Mukdon, McAdory, McIntyre, McCall, McMillan, Neville, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Rnsell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Antauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion---95.

The journal of yesterday was read and approved.

#### ENGROSSED BILLS.

#### HOUSE OF REPRESENTATIVES,

December 7, 1882.

*Mr. Speaker:*

The committee on engrossed bills have examined the following bills and find them correctly engrossed, viz: H. B. Nos. 264, 288, 163.

C. C. SHORTER,  
Chairman.

#### SIGNING OF ENROLLED BILLS.

Mr. Browne, from the committee on enrolled bills, reported as correctly enrolled the following bill, and the Speaker, in the presence of the House, immediately after its title had been publicly read, signed said bill:

H. B. 121. To provide for the compensation of jurors in Mobile county.

Mr. Branch moved to reconsider the vote by which H. B. 17 was, on yesterday, postponed to the 26th of January; Which was lost.

Mr. Reynolds moved to reconsider the vote by which H. B. 140 was passed on yesterday;

Lost.



## BILLS ON SECOND READING.

The bills—

- H. B. 458. To amend section 4359 of the Code;
- H. B. 461. To make the day commonly known as Good Friday, a legal holiday in the State of Alabama;
- H. B. 462. To amend section 4446 of the Code;
- H. B. 464. To amend section 4445 of the Code;
- H. B. 465. To amend section 4207 of the Code;
- H. B. 470. To prohibit the selling or giving, or otherwise disposing of intoxicating liquors, to intemperate persons or habitual drunkards, after notice given;
- H. B. 471. To regulate trials of misdemeanors and examinations of public offences before justices of the peace and notaries public who are ex-officio justices of the peace in this State;
- H. B. 472. To establish a court of quarter sessions for the county of Etowah;

Were severally read the second time, and referred to the committee on judiciary.

The bills—

- H. B. 460. In relation to the inspection of steam boilers and the appliances and apparatus connected therewith, in the port and county of Mobile;

H. B. 466. To appropriate the money collected from licenses by the State for the sale of liquors within the corporate limits of the cities of Montgomery and Selma, to public school purposes in said cities;

- H. B. 473. To provide for the relief of Z. B. Trammell, of Pike county, in the matter of redemption of certain lands sold at tax sale;

Were severally read the second time, and referred to the committee on local legislation.

The bills—

- H. B. 457. To make appropriations for the ordinary expenses of the executive, legislative and judicial departments of the State, for interest on the public debt, and for public schools;

H. B. 463. To appropriate the sum of five hundred and seventy-seven and 85-100 dollars to cover deficiency in the appropriation for fuel and lights for the two years ending September 30, 1882;

Were severally read the second time, and referred to the committee on appropriations.

The bill—

H. B. 459. Concerning charitable, benevolent and beneficiary associations, societies and corporations;

Was read the second time and referred to the committee on corporations.

The bill—

H. B. 468. To prevent the sale or giving away of vinous, spirituous, malt liquors, cordials or fruit preserved in alcoholic liquors, in township 12, range 18, in the county of Montgomery, State of Alabama;

Was read the second time, and referred to the committee on temperance.

The bill—

H. B. 456. To amend sub-division 8 of section 358 of the Code;

Was read the second time and referred to the committee on ways and means.

The bill—

S. B. 133. To incorporate the Gesner Mining and Smelting Company;

Was read the second time and referred to the committee on mining and manufactures.

The bill—

S. B. 114. To authorize the mortgaging of crops planted or unplanted;

Was read the second time, and referred to the committee on agriculture.

The bill—

S. B. 143. To change the county line between the counties of Chilton and Elmore.

Was read the second time and referred to the committee on counties and county boundaries.

The bill—

H. B. 469. For the protection of the traveling public against accidents caused by color blindness or defective vision;

Was read the second time, and referred to the committee on commerce and common carriers.

The bill—

H. B. 454. To amend section 1632 of the Code, so far as same relates to the county of Butler;

Was read the second time, and referred to the committee on public roads and highways.

The bill—

H. B. 467. For the relief of E. B. Randolph, of Montgomery county;

Was read the second time, and referred to the committee on accounts and claims.

The bill—

S. B. 77. To provide for the collection of State taxes in counties having no qualified tax collectors, and to regulate the finances of said counties;

Was read the second time, and referred to a special joint committee.

The bill—

H. B. 455. To amend section 5027 of the Code, so far as relates to Butler county;

S. B. 126. To compensate sheriffs for feeding prisoners confined in jail for a contempt of court;

Were severally read the second time, and referred to the committee on fees and salaries.

Mr. Dowling offered an amendment to H. B. 466, which was referred, with the bill, to the committee on local legislation.

#### CALL OF COUNTIES.

On the call of the counties, bills were introduced:

By Mr. Powell—

H. B. 474. For the relief of justices of the peace, and notaries public with powers of justice of the peace, in Bullock county;

Also,

H. B. 475. To repeal section 3 of an act "to permit the selling of vinous, spirituous or malt liquors, beverages or bitters composed in whole or in part of such spirituous or malt liquors, in the county of Bullock, except by regularly licensed druggists upon the prescription of licensed physicians, and to provide a local option law for the sale of such liquors, beverages, or bitters, in incorporated towns or cities in said county having a population of two hundred and fifty or more, approved February 28, 1881, and to amend the title of the same;

Were severally read once, and ordered to a second reading on to-morrow.

#### SPECIAL ORDER.

The hour of half-past eleven having arrived, the special

order, the bill, and substitute, from the committee on penitentiary and criminal administration—

H. B. 403. To regulate the hiring and working of convicts in this State, and the appointment and duties of officers in relation thereto;

Were taken up, and, on motion of Mr. Brown, of Tuscaloosa, their further consideration was postponed, and made the special order, immediately after the reports of the committees on engrossed and enrolled bills, to-morrow.

Mr. Hamilton, from the judiciary committee, reported favorably to the bill—

H. B. 280. To regulate the payment of sheriff's fees for feeding prisoners in jail;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 86, nays 0.

Yeas—Messrs. Aderholt, Alexander, Anderson, Armstrong, Adkisson, Avent, Avery, Beck of Covington, Berry, Bibb, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Langdon, May, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Seaborough, Shackelford, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Willett, Wharton, Whitt, Young of Marion—86.

The bill was ordered to the Senate forthwith, without engrossment.

Also, from the same committee, reported favorably to the bill—

H. B. 423. To incorporate the inhabitants and territory formerly embraced within the corporate limits of the municipal corporation, since dissolved, styled the city of Selma, and to establish a local government therefor;

Mr. Berry offered an amendment, which was adopted;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 73, nays 0;

The bill was ordered to the Senate forthwith, without engrossment.

Yeas—Messrs. Speaker, Aderholt, Anderson, Adkison, Avent, Avey, Baker, Beck of Covington, Beck of Wilcox, Berry, Brewer, Brown of Tuscaloosa, Broyles, Carnichael, Cochran, Cowart, Clayton, Dunklin, Ferrell, Fuller, Gere, Goree, Glover, Graham, Grant, Griffin, Hall, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Moren, Moragne, Muldon, McAdory, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Shackelford, Shealy, Shorter, Smith of Dallas, Swan, Tatum, Tingle, Tbagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion—73.

#### SECOND SPECIAL ORDER.

The second special order being the bill H. B. 588, was taken up, and on motion of Mr. Willett, it was tabled.

#### MESSAGE FROM THE GOVERNOR.

MONTGOMERY, December 7, 1882.

*Mr Speaker:*

The Governor has approved the following bills, which originated in the House:

H. B. 63. A bill to be entitled an act to punish the taking of rebates;

H. B. 82. A bill to be entitled an act to provide for the preservation of the census reports in the hands of the probate judges in Alabama;

H. B. 85. A bill to be entitled an act to provide for the adjustment, compromise, and settlement of the indebtedness of the counties of Chambers, Randolph, Tallapoosa, Lee and Pickens, arising from bonds issued by said counties in payment of stock subscribed to the capital stock of railroad companies;

H. B. 121. An act to provide for the compensation of jurors in Mobile county.

Respectfully,

W. G. HUTCHESON,  
Recording Secretary.

## THIRD SPECIAL ORDER.

The memorial and resolution to Congress in aid of the St. Louis, Montgomery and Florida Railroad and Emigration Company was taken up, with the substitute offered by Mr. Clayton; which on motion of Mr. Powell was laid on the table.

The Senate memorial on the same subject, on resolution of Mr. Watlington, was indefinitely postponed—yeas 46, nays 44.

Yeas—Messrs. Aderholt, Anderson, Armstrong, Baker, Berry, Bibb, Burnett, Branch, Carmichael, Cochran, Clark, Clayton, Dunklin, Edwards, Goree, Glover, Haden, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hunt, Ingle, Jones, Langdon, May, Moragne, Muldon, McAdory, McCall, Nesmith, Porter, Raiser, Robinson, Sanford, Shackelford, Shealy, Shorter, Swan, Tingle, Underwood of Colbert, Watlington, Willett, Wharton, Whitt, Young of Marion—46.

Nays—Messrs. Speaker, Alexander, Adkison, Avent, Beck of Wilcox, Browne of Talladega, Brown of Tuscaloosa, Broyles, Cowart, Ferrell, Fuller, Garrett, Gere, Graham, Grant, Griffin, Grisham, Hall, Hammond, Harris, Hogue, John, Kendrick, Kimbrough, Moren, McIntyre, McMillan, Nevill, Orme, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Scarborough, Simpson, Smith of Dallas, Smith of Autauga, Tatum, Thagard, Underwood of Franklin, Vines, Walker, Wood—44.

## FOURTH SPECIAL ORDER.

The fourth special order, the bill—

H. B. 144. To provide for the improvement of the water streams in the State of Alabama was taken up and on motion of Mr. Simpson, its further consideration was indefinitely postponed.

Mr. Harris from a special committee reported favorably to the bill—

H. B. 453. To repeal an act to prohibit the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters, at or within certain localities in this State, approved February 28, 1881, so far as the same relates to beat No. 9. of Hale county;

The bill was ordered to a third reading forthwith; read a third time and passed—yeas 68, nays 1.

Yeas—Messrs. Speaker, Anderson, Adkison, Avery, Baker, Beck of Covington, Beck of Wilcox, Bibb, Burnett, Browne of Talladega, Broyles, Carmichael, Cochran, Clark, Clayton, Dowling, Dunklin, Ferrell, Fuller, Garrett, Gere, Glover, Graham, Grant, Griffin, Grisham, Hall, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Ingle, John, Jones, Kimbrough, Langdon, May, Moren, Maragne, Muldon, McAdory, McCall, McMillan, Nevill, Nesmith, Porter, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Scarborough, Shealy, Smith of Dallas, Smith of Autauga, Thagard, Underwood of Colbert, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion---68.

Nays—Mr. Swan—1.

The resolution of Mr. Armstrong in relation to evening sessions was taken up, when on motion of Mr. Robinson its further consideration was postponed until immediately after the reading of journal to-morrow.

On motion of Mr. Hall, the House adjourned till to-morrow morning at 10 o'clock.

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## TWENTY-FIRST DAY.

### HOUSE OF REPRESENTATIVES,

FRIDAY, December 8, 1882.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Avent, of the House.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Baker, Beck of Covington, Beck of Wilcox, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kim-

brough, Lang, May, Moren, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Randle, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Antanga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—93.

The journal of yesterday was read and approved.

Robert Hasson, doorkeeper, was granted leave of absence on account of sickness.

Mr. Hamilton asked leave to report back H. B. 237, and to have 200 copies printed, which request was granted, and the bill recommitted to the judiciary committee.

Mr. Moren called up S. B. 19, passed over on yesterday, and asked leave to have it made the special order for 11 a. m. to-morrow;

So ordered.

Mr. Simpson moved reconsideration of H. B. 144, which was indefinitely postponed on yesterday;

Which was lost.

Mr. Edwards moved reconsideration of the vote by which the joint memorial to Congress in aid of the St. Louis, Montgomery and Florida Railroad and Immigration Company, which was indefinitely postponed on yesterday;

Which was carried, and on motion of Mr. Wood its further consideration was postponed and made the special order for 11 a. m., on the 26th day of January.

#### ENGROSSED BILLS.

#### HOUSE OF REPRESENTATIVES,

December 8, 1882.

*Mr. Speaker:*

The committee on engrossed bills have examined the following bills, and find them correctly engrossed, viz:

H. B. Nos. 140, 453, 281.

C. C. SHORTER,  
Chairman.



## ENROLLED BILLS.

Mr. Brown, from committee on enrolled bills, reported as correctly enrolled the following bill, and the Speaker, in the presence of the House, immediately after its title had been publicly read, signed said bill:

H. B. 163. To make an appropriation for the payment of accounts of sheriffs, which accrued during the two years next preceding the 1st day of October, 1882, for feeding and for removal of prisoners.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

December 8, 1882.

*Mr. Speaker:*

The President, in the presence of the Senate, signed the following bills, and your signature to the same is requested:

s. B. 63. To authorize the purchasers of the road bed of any turnpike, macadamized, planked, shelled, or other improved road, previously belonging to, and used as a toll road by any corporation created under the laws of Alabama for that purpose, to constitute themselves into a body politic and corporate;

s. B. 69. To regulate the trials of misdemeanors in Sumter county.

W. L. CLAY,  
Secretary.

The Speaker, in the presence of the House, immediately after their titles had been publicly read, signed the above bills.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

December 8, 1882.

*Mr. Speaker:*

The Senate has concurred in the House amendments to the following bills:

s. B. 63. To authorize the purchasers of the road bed of any turnpike, macadamized, planked, shelled, or other im-

proved road, previously belonging to, and used as a toll road by any corporation created under the general laws of Alabama for that purpose, to constitute themselves into a body politic and corporate;

s. B. 69. To regulate the trials of misdemeanors in Sumter county.

W. L. CLAY,  
Secretary.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

December 8, 1882.

*Mr. Speaker:*

The Senate has passed the following bill:

H. B. 390. To fix the time for holding the Circuit Courts in Calhoun county.

W. L. CLAY,  
Secretary.

MESSAGE FROM THE GOVERNOR.

Montgomery, Dec. 8th, 1882.

*Mr. Speaker:*

The Governor has approved the following bill, which originated in the House:

H. B. 163. A bill to be entitled an act to make an appropriation for the payment of accounts of sheriffs, which occurred during the two years, next preceding the 1st day of October, 1882, for feeding and for removal of prisoners.

Respectfully,

W. G. HUTCHESON,  
Recording Secretary.

SPECIAL ORDER.

The special order, the substitute to the bill---

H. B. 403. To regulate the hiring and working of convicts in this State, and the appointment and duties of officers in relation thereto;

Was taken up, and pending its consideration the House recessed to 4 p. m.

## EVENING SESSION.

The House re-assembled pursuant to adjournment, at 4 p. m.

By leave, Mr. Beck, from the committee on local legislation, reported favorably to the bill—

H. B. 396. To provide for the security and protection of the public bridges in the county of Coffee ;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 83, nays 0.

Yeas—Messrs. Speaker, Adersholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, May, Moren, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Scarborough, Shuckelford, Shealy, Smith of Dallas, Smith of Antauga, Swan, Tutum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Wood, Whitt, Young of Marion—83.

By leave, Mr. Muldon, from the committee on appropriations, reported favorably to the bill—

H. B. 457. To make appropriations for the ordinary expenses of the executive, legislative and judicial departments of the State, for interest on the public debt and for public schools ;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 85, nays 0.

Yeas—Messrs. Speaker, Adersholt, Alexander, Anderson, Armstrong, Adkinson, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Glover, Grant, Grisham, Haden, Hall, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Ingle, John, Jones, Kendrick, Kimbrough, Lang, May, Moren, Morague, Muldon, McAdory, McIntyre, Mc-

Call, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Samford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatum, Tingle, Underwood of Colbert, Vines, Walker, Willett, Wood, Wharton, Whitt, Young of Marion—85.

The bill was ordered forthwith to the Senate without engrossment.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

DECEMBER 8th, 1882.

*Mr. Speaker :*

The Senate has originated and passed, and ordered forthwith to the House without engrossment the following bill:

s. b. 162. For the relief of Mahaley O'Neal, of Randolph county.

Also, has passed the bill—

H. B. 305. To prohibit the sale giving away or otherwise disposing of spirituous, vinous, or malt liquors, or intoxicating bitters, or cordials, or fruit preserved in alcoholic liquors, within five miles of Highland Home Institute, Crenshaw county, Alabama.

Also, has originated and passed the following bill and ordered forthwith to the House:

s. b. 125. To sell a certain plantation belonging to the State, called the State Convict Farm, purchased of Thomas Williams.

W. L. CLAY,

Secretary.

The Senate bills whose titles are set forth in the above message were severally read once and ordered to a second reading on to-morrow.

By leave, bills were introduced:

By Mr. Tatum---

H. B. 476. To provide for additional compensational for the sheriff of Baldwin county;

By Mr. Wood---

H. B. 477. To divide the State of Alabama into nine judicial circuits, and elect a circuit judge and solicitor;

Which were severally read once and ordered to a second reading on to-morrow.

The consideration of the substitute to the bill—

H. B. 403. To regulate the hiring and working of convicts in this State, and the appointment and duties of officers in relation thereto;

Was then resumed, informally as in committee of the whole :

Amendments were offered and adopted, as therein shown;

Pending the consideration of section 16. and amendments, the House on motion of Mr. Shackelford, adjourned till 10 o'clock to-morrow morning.

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## TWENTY-SECOND DAY.

### HOUSE OF REPRESENTATIVES,

SATURDAY, December 9, 1882.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Orme, of the House.

On the call of the roll the following members answered to their names:

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kinbrough, Langdon, May, Moren, Moragne, Muldon, McAdory, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatum, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—93.

The journal of yesterday was read and approved.

## HOUSE OF REPRESENTATIVES,

December 9, 1882.

*Mr. Speaker:*

The committee on engrossed bills have examined the following bills, and find them correctly engrossed:

House bills numbers 305, 390.

G. C. SHORTER,  
Chairman.

## SIGNING OF BILLS.

Mr. Brown, from committee on enrolled bills, reported as correctly enrolled the following bills, and the Speaker, in the presence of the House, immediately after their titles had been public read, signed said bills:

H. B. 390. To fix the time of holding the Circuit Courts in Gallhoun county;

H. B. 305. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters or cordials, or fruit preserved in alcoholic liquors, within five miles of Highland Home Institute, Orenshaw county, Alabama.

By leave, Mr. Cowart, from the committee on temperance, reported favorably to the bill—

S. B. 53. To repeal an act to prohibit the sale, disposing of spirituous, vinous, or malt liquors, or intoxicating beverages or bitters, within the limits of the counties of Monroe, Escambia and Pickens, approved February 23, 1881, so far as it relates to the county of Pickens;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 70, nays 2.

Yeas—Messrs. Speaker, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Branch, Browne of Talladega, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dunklin, Edwards, Ferrell, Fuller, Garrett, Graham, Grant, Griffin, Grisham, Haden, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kimbrough, Moren, Moragne, Muldon, McAdory, McCall, Nesmith, Orme, Powell, Purifoy, Raisler, Reynolds of Heury, Reynolds of Talladega, Robinson, Russell, Sanford, Scarborough, Shorter, Smith of Dallas, Smith of Autauga, Tatum, Tingle, Thagard, Underwood of Colbert, Vines,

Walker, Williams, Willett, Wood, Wharton, Whitt, Young of Marion—70.

Nays—Messrs. Swan, and Underwood of Franklin.

By leave, Mr. Sanford called up House bill No. 403—

H. B. 403. To regulate the hiring and working of convicts in this State, and the appointment and duties of officers in relation thereto;

With the substitute therefor reported from the committee on penitentiary and criminal administration, and thereupon the Speaker reported that the House had, on yesterday, considered the bill and substitute, as in committee of the whole, and had agreed to certain amendments to the substitute, but without completing consideration of the same, the House had adjourned;

On motion of Mr. Sanford, its further consideration was postponed, and made the special order for 12 m. on January 27th, 1883.

#### MESSAGE FROM THE SENATE.

#### SENATE CHAMBER,

December 9, 1882.

*Mr. Speaker:*

The Senate has originated and passed, and ordered forthwith to the House, without engrossment, the bill—

S. B. 144. To regulate the hiring and treatment of State and county convicts.

W. L. CLAY,  
Secretary.

The bill, whose title is set forth in the above message, was read once, and ordered to a second reading on to-morrow.

Mr. Simpson, from the committee on corporations, reported favorably to the bill—

H. B. 397. To amend section 3 of an act entitled an act to incorporate the town of Cherokee, in Colbert county, approved December 7, 1871;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 87, nays 0.

Yeas—Messrs. Speaker, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Berry, Burnett, Branch, Brewer, Broyles, Carmichael, Cochran,

Cowart, Clark, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Glover, Graham, Grant, Griffin, Haden, Hull, Hamilton, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Ingle, John, Jones, Kendrick, Kimbrough, May, Moren, Moragne, Muldon, McAdory, McCall, McMillan, Nevill, Nesmith, Orne, Porter, Powell, Purifoy, Ruisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Samford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Swan, Tatnm, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Wood, Young of Marion, Young of Pickens--80.

Mr. Wood offered the following resolution, which was adopted;

*Resolved, (the Senate concurring),* That the joint committee empowered to sit during the recess for the purpose of revising the revenue laws, be authorized to employ a clerk.

Mr. Cowart, from the committee on temperance, reported favorably to the bill—

H. B. 323. To amend section 1544 of the Code;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 53, nays 32.

Yeas—Messrs. Speaker, Alexander, Anderson, Armstrong, Adkison, Avent, Beck of Covington, Burnett, Carmichael, Cochran, Cowart, Clayton, Crawford, Dowling, Dunklin, Edwards, Glover, Grant, Griffin, Grisham, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, John, Jones, Kendrick, Kimbrough, McAdory, McIntyre, McCall, McMillan, Nevill, Orne, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Samford, Shackelford, Shealy, Smith of Dallas, Smith of Antauga, Swan, Tatnm, Underwood of Franklin, Walker, Williams, Wood, Wharton, Whitt--51.

Nays--Aderholt, Avery, Baker, Berry, Bibb, Branch, Brown of Tuscaloosa, Clark, Fuller, Gere, Graham, Haden, Harris, Hunt, Ingle, Lang, Moren, Moragne, Nesmith, Porter, Ruisler, Shorter, Simpson, Tingle, Thagard, Underwood of Colbert, Vines, Watlington, Willet, Young of Marion, Young of Pickens--31.

Also, from the same committee, reported favorably to the bill--

H. B. 201. To amend an act entitled an act to amend



section 1544 of the Code, so far as the same relates to the counties of Pike, Butler and Coffee;

The bill was ordered to a third reading forthwith; read a third time and passed—yeas 66, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Beck of Wilcox, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Cowart, Clark, Clayton, Dowling, Dunklin, Ferrell, Fuller, Garrett, Gere, Glover, Graham, Grant, Griffin, Grisham, Haden, Hawkins of Barbour, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, May, Moren, McAdory, McCall, McMillan, Nevill, Nesmith, Orme, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Young of Marion, Young of Pickens—66.

And the bill was ordered to the Senate forthwith without engrossment.

Mr. Dunklin, from the committee on accounts and claims, reported favorably to the bill—

H. R. 420. To pay W. J. B. Padgett, and Robert Hasson, doorkeepers of the Senate and House of Representatives respectively, for certain articles furnished the Senate and House of Representatives and for repair.

The bill was ordered to a third reading forthwith; read a third time and passed—yeas 69, nays 0.

Yeas—Messrs. Speaker, Armstrong, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Browne of Talladega, Brown of Tuscaloosa, Cochran, Cowart, Clark, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Glover, Grant, Grisham, Haden, Hammond, Hawkins of Barbour, Harris, Hogue, Hunt, Ingle, John, Jones, Kimbrough, Lang, Langdon, Moren, McAdory, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Shackelford, Shorter, Smith of Dallas, Swan, Sanford, Tatum, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Young of Marion—69.

The bill was ordered forthwith to the Senate without engrossment.

Mr. Cowart, from the committee on temperance, reported a substitute for the bill—

H. B. 205. To prohibit the sale giving away or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters or beverages, within three miles of Godfrey High School, Winston county;

The substitute was adopted, and the bill was ordered to a third reading forthwith, read a third time and ordered to be engrossed for final action on Monday.

#### MESSAGE FROM THE GOVERNOR.

#### EXECUTIVE DEPARTMENT,

MONTGOMERY, Dec. 9th, 1882.

*Mr. Speaker :*

The Governor has approved the following bills which originated in the House :

H. B. 305. An Act to prohibit the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters or cordials, or fruit preserved in alcoholic liquors, within five miles of Highland Home Institute, Crenshaw county, Alabama ;

H. B. 390. An Act to fix the time of holding the Circuit Courts in Calhoun county.

Respectfully,

W. G. HUTCHESON,  
Recording Secretary.

S. B. 19. On motion of Mr. Hamilton, the consideration of the special order, S. B. 19, was made the special order for Monday at 11 a. m. ;

Mr. Cowart from the Committee on Temperance, reported favorably to the bill—

H. B. 341. To regulate the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters, or patent medicines having alcohol as a base, in the county of Calhoun ;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 73, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Avent, Baker, Beck of Wilcox, Berry, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Harris,

Hogue, Hunt, Ingle, John, Jones, Kimbrough, Laug, May, Moragne, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Purifoy, Raisler, Reynolds of Henry, Russell, Sanford, Scarborough, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Williams, Willett, Wood, Wharton, Whit, Young of Marion—73.

The bill was ordered forthwith to the Senate, without engrossment.

Also, from the same committee, reported favorably to the bill—

s. B. 12. To prohibit the sale, bartering or giving away of spirituous, vinous, or malt liquors, in the town of Glenville, in Russell county, Alabama, or within five miles in any direction of the Methodist Episcopal Church South, in said town;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 67, nays 0.

Yeas—Messrs. Speaker, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Wilcox, Berry, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Gere, Glover, Graham, Grant, Haden, Hawkins of Barbour, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Jones, Kimbrough, May, Moren, McAdory, McCall, McMillan, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Robinson, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Colbert, Vines, Walker, Willett, Wood, Wharton, Whitt, Young of Marion—67.

Also, from the same committee, reported favorably to the bill—

s. B. 1. An Act to repeal an act to prohibit the manufacture or sale, or other disposition of vinous, spirituous, or malt or other intoxicating liquors, within the limits of the counties of Limestone and Clarke, in this State, approved February 24, 1881, so far as the same relates to Limestone county.

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 64, nays 0.

Yeas—Messrs. Speaker, Aderholt, Anderson, Armstrong, Adkison, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Cochran, Cowart, Clark, Clayton, Dunklin,

Ferrell, Fuller, Garrett, Gere, Glover, Graham, Haden, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Jones, Kimbrough, Lang, May, Morague, McAdory, McCall, McMillan, Nevill, Orme Porter, Purifoy, Raisler, Reynolds of Henry, Russell, Samford, Scarborough, Simpson, Smith of Autauga, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Young of Pickens---64.

Also, from the same committee, reported favorably to the bill—

S. B. 48. To prohibit the sale or disposing of spirituous, vinous or malt liquors, or other intoxicating beverages in the county of Wilcox, on and after the first day of April, 1883.

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 60, nays 1.

Yeas---Messrs. Speaker, Aderholt, Adkison, Avent, Avery, Beck of Covington, Brewer, Brown of Tuscaloosa, Broyles, Cochran, Cowart, Clark, Clayton, Edwards, Ferrell, Fuller, Gere, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, John, Jones, Kendrick, Kimbrough, Lang, May, McAdory, McIntyre, McCall, McMillan, Nevill, Orme, Porter, Purifoy, Reynolds of Henry, Robinson, Russell, Samford, Scarborough, Shackelford, Shealy, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tattnum, Thagard, Vines, Wood, Whitt---60.

Nays---Mr. Berry---1.

Also, from the same committee, reported favorably to the bill—

S. B. 58. To prohibit the selling, giving away, or otherwise disposing of spirituous, vinous, or malt liquors, or intoxicating bitters or beverages, within five miles of the town of Bremen, in Cullman county, Alabama;

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 60, nays 0.

Yeas---Messrs. Speaker, Adkison, Avent, Avery, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Fuller, Garrett, Goree, Glover, Graham, Griffin, Grisham, Haden, Hall, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Jones, Lang, May, McCall, McMillan, Nevill, Orme, Powell, Purifoy, Reynolds of Henry, Reynolds

of Talladega, Robinson, Russell, Samford, Scarborough, Shackelford, Simpson, Smith of Dallas, Smith of Autauga, Swan, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Williams, Wood, Wharton, Whitt, Young of Marion, Young of Pickens---60.

Mr. Powell, from the committee on education, reported favorably, with amendment, to the bill---

H. B. 379. To provide for the establishment of a separate school district, to be known as the Peabody School District, in Lee and Russell counties and for the appointment of a board of trustees for said school district, with certain powers and privileges;

The amendment was adopted;

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 73, nays 0.

Yeas---Messrs. Speaker, Aderholt, Alexander, Armstrong, Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Ferrell, Fuller, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Jones, Kimbrough, Lang, May, Moragne, McCall, Nesmitb, Orme, Porter, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Samford, Scarborough, Shackelford, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens---73.

The bill was ordered forthwith to the Senate, without engrossment.

Mr. Cowart, from the committee on temperance, reported favorably to the bill---

S. B. 70. To prohibit the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters or beverages, within three miles of Souls Chapel church, in Pickens county;

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 60, nays 1.

Yeas---Messrs. Speaker, Berry, Bibb, Brown of Tuscaloosa, Carmichael, Cochran, Clark, Clayton, Dowling, Dunklin, Garrett, Goree, Glover, Grant, Grisham, Haden, Hall, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Hogue, John, Jones, Kendrick, Kimbrough, May, McAdory, Mc-

Intyre, McCall, McMillan, Nevill, Nesmith, Orme, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Samford, Shackelford, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion--60.

Nay--Mr. Young of Pickens--1.

Also, from same committee, reported favorably to the bill--

S. B. 137. To prohibit the sale, giving away, or otherwise disposing of, any spirituous, vinous, or malt liquors, or intoxicating beverages, or the manufacture thereof, of any kind, in the county of Jackson;

On motion of Mr. Glover, the further consideration of the bill was postponed, and made the special order for January 27th, at 11 o'clock, a. m.

Mr. Langdon, from the committee on commerce and common carriers, reported favorably to the bill--

S. B. 120. To amend sections 1376, 1380, 1381 and 1383, of the Code;

The bill was ordered to a third reading forthwith, read a third time and passed--yeas 70, nays 0.

Yeas--Messrs. Speaker, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Bibb, Browne of Talladega, Carmichael, Cochran, Cowart, Clark, Clayton, Dowling, Dunklin, Ferrell, Fuller, Garrett, Gere, Glover, Graham, Grant, Grisham, Haden, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Ingle, John, Jones, Kimbrough, Lang, Langdon, May, Moren, Muldon, McAdory, McCall, McMillan, Nevill, Nesmith, Porter, Powell, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatnm, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Whitt, Young of Marion--70.

Also, from the same committee, reported favorably to the bill--

S. B. 119. To amend sections 1385, 1388, 1393, 1395, 1396 and 1399, of the Code;

The bill was ordered to a third reading forthwith, read a third time and passed--yeas 67, nays 0.

Yeas--Messrs. Speaker, Alexander, Anderson, Arm-

strong, Addison, Avent, Avery, Beck of Covington, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Fuller, Garrett, Gere, Graham, Grant, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, John, Jones, Kimbrough, Langdon, May, Moren, Muldon, McAdory, McCall, McMillan, Nevill, Purifoy, Randle, Raisler, Robinson, Samford, Shackelford, Shorter, Simpson, Smith of Dallas, Smith of Antauga, Swan, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Whitt, Young of Marion, Young of Pickens--67.

#### BILLS ON SECOND READING.

The bill—

S. B. 162. For the relief of Mahaley O'Neal, of Randolph county;

Was read the second time and referred to the committee on local legislation.

The bill—

H. B. 477. To divide the State of Alabama into nine judicial circuits, and elect a circuit judge and solicitor;

Was read the second time and referred to a special committee composed of one from each judicial circuit affected by the bill.

The bill—

H. B. 476. To provide an additional compensation for the sheriff of Baldwin county;

Was read the second time and referred to the committee on fees and salaries.

The bill—

H. B. 474. For the relief of justices of the peace and notaries public, with powers of justices of the peace in Bullock county;

Was read the second time and referred to the committee on judiciary.

The bill—

H. B. 475. To repeal section 3 of an act to prevent the selling of vinous, spirituous or malt liquors, beverages or bitters, composed in whole or in part, of such spirituous or malt liquors, in the county of Bullock, except by regularly licensed druggists upon the prescription of licensed physi-

claus, and to provide a local option law for the sale of such liquors, beverages or bitters in incorporated towns or cities, in said county, having a population of two hundred and fifty or more, approved February 28, 1881, and to amend the title of the same;

Was read the second time and referred to a special committee composed of Pike and Bullock delegations.

The bill—

S. B. 125. To sell a certain plantation belonging to the State, called the State convict farm, purchased of Thos. Williams;

Was read a second time and referred to the committee on ways and means.

#### BILLS ON FIRST READING.

By leave, bills were introduced:

By Mr. Andersoo—

H. B. 478. To relieve John O. Anderson, of Greene county, of the disabilities of non-age;

By Mr. Hamilton—

H. B. 479. To prohibit the sale or giving away of vinous, spirituous or malt liquors, within two miles of Whistler, in the county of Mobile;

By Mr. Brewer—

H. B. 480. To authorize the auditor to re-state the accounts of J. L. Rapier & Co., and for the payment of any balance which may be found due from the State;

By Mr. Hogue—

H. B. 481. To authorize the board of directors of the State normal school and university for the colored race, at Marion, Perry county, to appropriate and expend certain educational funds to the repairing, improving and enlarging of the buildings of said normal school and university;

By Mr. Berry—

H. B. 482. To incorporate the Real Estate and Loan Association, of Selma, Alabama;

By Mr. Wood—

H. B. 483. To regulate the fine and forfeiture fund of Tuscaloosa county;

By Mr. Scarborough (by request)—

H. B. 484. To repeal an act to secure more effectually competent and well qualified jurors in the counties of Montgomery, Lowndes, Autauga, Dallas, Perry and Bullock,



approved December 19, 1876, in so far as the same relates to Lowndes county;

By Mr. Smith, of Dallas—

H. B. 485. To repeal sections 3286, 3287 and 3288, of the Code, so far as the same relates to Dallas county;

By Mr. Brown, of Tuscaloosa—

H. B. 486. To prohibit the sale or giving away of vinous, spirituous or malt liquors, or other intoxicating beverages, within five miles of Chapel Hill baptist church, in Tuscaloosa county;

By Mr. Watlington—

H. B. 487. To repeal section 417 of the Code;

By Mr. Hawkins, of Jefferson—

H. B. 488. To amend section 4702 of the Code, and to regulate trials and affidavits and warrants of arrest, in the county courts of this State;

By Mr. Walker—

H. B. 489. To amend section 3970 of the Code;

By Mr. Langdon—

H. B. 490. To amend an act to prohibit the sale or giving away of spirituous, vinous or malt liquors, within two miles of the Methodist Episcopal Church South, in the town of Citronelle, Alabama, approved March 4th, 1875;

By Mr. Russell—

H. B. 491. To establish a normal school at Lowndeshoro, Lowndes county;

By Mr. Grisham—

H. B. 492. To prevent the sale, taking up, interfering with, or otherwise disposing of drifted timber or lumber;

Also,

H. B. 493. To prevent the altering or defacing of the marks and brands of cattle, in the county of Washington;

By Mr. May (with petition)—

H. B. 494. To repeal an act entitled an act to prohibit the sale, or otherwise disposing of intoxicating beverages, within one mile of the court house in Marshall county;

Also,

H. B. 495. To prevent the violation or evasion of prohibition laws, and of the law requiring license to sell vinous, spirituous or malt liquors;

Also,

H. B. 496. To amend an act entitled an act to amend sections 3462 and 3464 of the Code;

By Mr. Baker---

H. B. 497. To ratify and make valid the payment of taxes by certain persons, in the county of Lee ;

Also,

H. B. 498. To prohibit the sale, giving away, or otherwise disposing of vinous, spirituous or malt liquors, within six miles of Benlah Academy, in beat 1, Lee county, Alabama ;

By Mr. Moren—.

H. B. 499. To compel butchers to keep a record of the marks and brands on all stock of any description by them slaughtered for sale ;

By Mr. Hawkins, of Shelby---

H. B. 500. To prevent the sale of spirituous, vinous or malt liquors, within three miles of Union Church, in Calera, Shelby county ;

Also,

H. B. 501. To provide a mode for contesting elections held under an act approved March 19, 1875, entitled an act to authorize probate judges in the counties of Jackson, Clark, Shelby, Randolph, Coosa, Winston, Fayette, Tuscaloosa, Monroe, Marion, DeKalb, St. Clair, Calhoun, Sanford, Jefferson, Baldwin, Cherokee, Clay, Lauderdale, Blount and Morgan, to order elections in certain cases to prevent the sale or giving away, or other disposition of vinous or spirituous liquors, within certain limits in such counties ;

Which were severally read once and ordered to a second reading on Monday.

The Speaker announced as the committee on the bill to divide the State into nine judicial circuits :

Messrs. Wood, Hamilton, Burnett, Hawkins of Barbour, John, Sanford, Hammond, Simpson and Harris.

On motion of Mr. John, 150 copies of S. B. 144 were ordered printed.

On motion of Mr. Berry, the House adjourned to 10 o'clock Monday morning.

# TWENTY-THIRD DAY.

## HOUSE OF REPRESENTATIVES,

MONDAY, December 11, 1882.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Avent, of the House.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hampoud, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Antauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—96.

The journal of Saturday was read and approved.

## HOUSE OF REPRESENTATIVES,

December 11, 1882.

*Mr. Speaker:*

The committee on engrossed bills have examined the following bills and find them correctly engrossed, viz: H. B. Nos. 205, 397, 323.

C. C. SHORTER,  
Chairman.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

December 11, 1882.

*Mr. Speaker:*

The Senate has passed the following bills:

H. B. 269. To authorize the county of Mobile to make and issue its bonds to a limited amount for a certain specific purpose;

H. B. 387. To vacate and annul the charter and dissolve the corporation of the city of Selma, and to provide for the application of the assets thereof to the payment of the debts thereof;

H. B. 170. To provide for an election by the legal electors of Dale county on the question of prohibition or no prohibition of the making, or selling, or otherwise disposing of, any spirituous or malt liquors, or intoxicating bitters of any kind, in any quantity, within Dale county, the same being prohibited by an act entitled an act to prohibit the making, selling, or otherwise disposing of, spirituous or malt liquors, or intoxicating bitters of any kind, in any quantity, within the counties of Dale and Henry, approved February 26th, 1881, except as provided in said act.

And has amended, as therein shown, and passed the bill---

H. B. 118. To make the fees of bonded constables of Marengo county the same as the sheriffs, when performing the same services.

And has passed the bills---

H. B. 238. To repeal an act entitled an act to provide a fund for the payment of the witnesses for the State in the circuit and county courts of Tuscaloosa county, and prescribe their compensation, approved March 1, 1881;

H. B. 153. To prevent the taking and catching of oysters within the waters of this State by persons who are not residents of the State, and to provide penalties for violations of this act, and proceedings to enforce the same;

H. B. 264. To authorize the people of Winston county to vote on the question of removing the county seat of said county, and to permanently locate the same;

H. B. 154. To regulate the buying and selling of oysters in the shell by measure.

And has amended as therein shown, and passed the bill---

H. B. 280. To regulate the payment of sheriffs' fees for feeding prisoners in jail.

W. L. CLAY,  
Secretary.

The Senate amendment to—

H. B. 280. To regulate the payment of sheriff's fees for feeding prisoners in jail ;

Was concurred in---yeas 68, nays 0.

Yeas---Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Avent, Beck of Covington, Beck of Wilcox, Berry, Burnett, Branch, Brewer, Browne of Talladega, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Goree, Graham, Haden, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Ingle, John, Kendrick, Kimbrough, Langdon, Moren, Moragne, Muldon, McAdory, McCall, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Talladega, Robinson, Russell, Scarborough, Shackelford, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatom, Tingle, Thagard, Underwood of Colbert, Vines, Walker, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens---68.

The Senate amendment to—

H. B. 118. To make the fees of bonded constables of Marengo county the same as the sheriffs when performing the same service ;

Was concurred in---yeas 76, nays 0.

Yeas---Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Avent, Beck of Covington, Beck of Wilcox, Berry, Bibb, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, John, Kendrick, Kimbrough, Langdon, Moren, Moragne, Muldon, McAdory, McCall, McMillan, Nesmith, Orme, Porter, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Scarborough, Shackelford, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Walker, Watlington, Williams, Wood, Wharton, Whitt, Young of Marion---76.

By leave, Mr. Dunklin, from the committee on accounts and claims, reported favorably to the bill—

H. B. 27. To authorize the Governor to issue five "class A" bonds of the State in exchange for that number of past due bonds of the State, issued under an act of the General Assembly of Alabama, passed December 4, 1832, to increase the capital stock of the Branch Bank at Montgomery ;

On motion of Mr. Smith, of Dallas, the further consideration of the bill was postponed till January 26th, next, at 12 m., and made special order for that hour.

On motion of Mr. Hawkins, of Barbour, the consideration of H. B. 205 was postponed and made the special order for 12 m., on January 27th, 1883.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

December 11, 1882.

*Mr. Speaker :*

The President has, in the presence of the Senate, signed the following bill, and your signature to the same is requested :

S. B. 53. To repeal an act to prohibit the sale, disposing of spirituous, vinous or malt liquors, or intoxicating beverages or bitters, within the limits of the counties of Monroe, Escambia and Pickens, approved February 23, 1881, so far as it relates to the county of Pickens.

W. L. CLAY,  
Secretary.

The Speaker, in the presence of the House, immediately after its title had been publicly read, signed the above bill.

On motion of Mr. Simpson, the vote by which the bill—

s. B. 137. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous or malt liquors, or intoxicating beverages, or the manufacture thereof of any kind, in the county of Jackson ;

Was postponed on Saturday, was reconsidered ;

The bill was read a third time and lost—yeas 35, nays 39.

Yeas—Messrs. Alexander, Avent, Broyles, Carmichael, Cowart, Clayton, Grant, Hall, Hawkins of Barbour, Ingle, John, Jones, Kendrick, Kimbrough, May, Moren, McIntyre,

McCall, Nevill, Powell, Purifoy, Robinson, Russell, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Swan, Tatnm, Tingle, Underwood of Franklin, Walker, Willett, Wood—35.

Nays—Messrs. Speaker, Anderson, Avery, Baker, Berry, Cochran, Clark, Edwards, Fuller, Garrett, Gere, Goree, Glover, Graham, Griffin, Haden, Hamilton, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Langdon, Moragne, Muldon, McAdory, McMillan, Nesmith, Orme, Raisler, Reynolds of Talladega, Samford, Smith of Antanga, Thagard, Vines, Whitt, Young of Marion, Young of Pickens—39.

#### ENROLLED BILLS.

Mr. Browne, from the committee on enrolled bills, reported as correctly enrolled the following bills and joint memorial, and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills and said joint memorial:

H. B. 280. To regulate the payment of sheriff's fees, for feeding prisoners in jail;

H. B. 154. To regulate the buying and selling of oysters in the shell by measure;

H. B. 153. To prevent the taking and catching of oysters within the waters of this State, by persons who are not residents of the State, and to provide penalties for violations of this act and proceedings to enforce the same;

H. B. 238. To repeal an act entitled an act to provide a fund for the payment of the witnesses for the State, in the Circuit and County Courts of Tuscaloosa county, and prescribe their compensation, approved March 1, 1881;

H. B. 387. To vacate and annul the charter, and dissolve the corporation of the city of Selma, and to provide for the application of the assets thereof, to the payment of the debts thereof;

H. B. 118. To make the fees of bonded constables of Marengo, Barbour, Monroe and Greene counties, the same as the sheriffs, when performing the same services;

Joint memorial asking aid from the Federal Government for educational purposes.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

December 11, 1882.

*Mr. Speaker:*

The Senate has passed the following bills:

H. B. 330. To repeal an act to establish a new charter for the city of Opelika and amendment thereof;

H. B. 347. To establish a new charter for the city of Opelika;

And has amended as therein shown and passed the bills—

H. B. 457. To make appropriations for the ordinary expenses of the executive, legislative and judicial departments of the State, for interest on the public debt and for the public schools;

Also, has passed the bill—

H. B. 236. To amend an act entitled an act to provide for additional accommodations for the insane of Alabama, approved February 26, 1881;

Also, has amended as therein shown and passed the bill—

H. B. 288. To authorize and require the Governor to destroy all incurrent funds in the treasury, and all six per cent. bonds that have not been issued;

Also, has concurred in the House joint resolution authorizing the joint committee on revenue to employ a clerk, and has passed the bills—

H. B. 453. To repeal an act to prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters, at or within certain localities in this State, approved February 28, 1881, so far as the same relates to beat No. 9, of Hale county;

H. B. 406. To amend an act to prohibit the sale or giving away of any vinous, spirituous or malt liquors, in the town of Dayton, or within six miles of said town, approved December 4, 1880;

H. B. 396. To provide for the security and protection of the public bridges in the county of Coffee;

H. B. 281. To permanently locate the seat of justice in Blount county.

W. L. CLAY,  
Secretary.



## SPECIAL ORDER.

The hour of 11 a. m. having arrived, the bill—  
s. B. 19. To amend section 580 of the Code;

Was taken up and read a third time and passed—yeas 54, nays 39.

Yeas—Messrs. Speaker, Anderson, Armstrong, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Cochran, Cowart, Crawford, Dunklin, Ferrell, Glover, Graham, Grant, Griffin, Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, John, Kimbrough, Langdon, Moren, Muldon, McIntyre, McCall, McMillan, Orne, Powell, Puriloy, Raister, Reynolds of Henry, Reynolds of Talladega, Sanford, Shorter, Smith of Dallas, Smith of Autauga, Tatnm, Walker, Watlington, Willett, Wood, Whitt—54.

Nays—Messrs. Aderloh, Alexander, Baker, Branch, Carmichael, Clark, Clayton, Dowling, Fulker, Garrett, Gere, Goree, Haden, Hawkins of Jefferson, Hunt, Ingle, Jones, Kendrick, May, Moragne, McAdory, Nevill, Nesmith, Porter, Robinson, Russell, Scarborough, Shackelford, Shealy, Simpson, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Williamus, Wharton, Young of Marion, Young of Pickens—39.

Mr. Muldon introduced the following resolution, which was adopted:

*Resolved*, That the committee clerks of this House be directed (for this day and to-morrow) to assist the enrolling clerk in the performance of his duties, and that the clerk of this House be authorized to employ one additional clerk for a like purpose, who shall receive the same pay as the other clerks for the time he is so employed.

Mr. Browne of Talladega, and Mr. Hammond, were granted leave of absence on account of sickness.

The Senate amendments to—

H. B. 457. To make appropriations for the ordinary expenses of the executive, legislative and judicial departments of the State, for interest on the public debt and for the public schools;

Were taken up.

1st amendment.

Amend section 13, by adding the words "for each year."

The amendment was concurred in—yeas 53, nays 0.

Yeas—Messrs. Speaker, Anderson, Armstrong, Beck of Wilcox, Berry, Branch, Brewer, Brown of Tuscaloosa, Broyles, Clark, Clayton, Dunklin, Fuller, Garrett, Gere, Goree, Graham, Grant, Griffin, Grisham, Hamilton, Hawkins of Barbour, Hogue, John, Jones, Kendrick, Kimbrough, Moren, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Porter, Powell, Purifoy, Robinson, Russell, Samford, Shackelford, Shealy, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatum, Underwood of Franklin, Vines, Walker, Wood, Whitt---53.

2d. amendment.

Amend section 26 by striking out all after the words "offices" and inserting as follows: "for the year ending September 30th, 1883, twenty-five hundred dollars, and for the year ending September 30th, 1884, fifteen hundred dollars.

The amendment was concurred in---yeas 55, nays 0.

Yeas--Messrs. Alexander, Avery, Beck of Covington, Beck of Wilcox, Berry, Branch, Brewer, Brown of Tuscaloosa, Carmichael, Clark, Clayton, Dowling, Fuller, Garrett, Gere, Graham, Grant, Griffin, Hawkins of Barbour, Hogue, John, Jones, Kendrick, Kimbrough, Moren, Moragne, Muldon, McAdory, McIntyre, McMillan, Nevill, Porter, Powell, Purifoy, Raisler, Robinson, Russell, Samford, Scarborough, Shackelford, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tingle, Underwood of Franklin, Walker, Watlington, Williams, Wood, Whitt---55.

3d amendment.

Amend section 34, strike out "twenty-five hundred" and insert one thousand---

The amendment was concurred in---yeas 60, nays, 1

Yeas--Messrs. Aderholt, Anderson, Avent, Avery, Beck of Covington, Berry, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Ferrell, Fuller, Garrett, Grant, Griffin, Grisham, Haden, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, John, Jones, Kendrick, Kimbrough, Langdon, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, Nevill, Orme, Powell, Purifoy, Raisler, Reynolds of Talladega, Robinson, Russell, Samford, Scarborough, Shackelford, Shealy, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatum, Underwood of Franklin, Walker, Watlington, Whitt, Young of Marion---60.

Mr. Underwood of Colbert voted nay---1.

4th amendment.

Strike out sections 42, 43, and 44.

The amendment was concurred in—yeas 53, nays 3.

Yeas—Messrs. Aderholt, Anderson, Armstrong, Avent, Avery, Beck of Covington, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Crawford, Dowling, Dunklin, Ferrell, Gere, Graham, Grant, Griffin, Grisham, Haden, Hamilton, Hawkins of Jefferson, Hogue, John, Kendrick, Kimbrough, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Porter, Puriloy, Randle, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Scarborough, Shackelford, Shorter, Simpson, Smith of Dallas, Smith of Antuga, Swan, Tatum, Underwood of Franklin, Vines, Walker, Watlington, Wood, Whitt—53.

Nays—Messrs. Berry, Branch, Underwood of Colbert—3.

The Senate amendment to the bill—

H. B. 288. To authorize and require the Governor to destroy all uncurrent funds in the treasury, and all six per cent. bonds that have not been issued;

To strike out of sections 1 and 2 the words "order a warrant drawn" and insert "direct the auditor to draw his warrant."

The amendment was concurred in—yeas 60, nays 0.

Yeas—Messrs. Avent, Avery, Berry, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Dowling, Fuller, Garrett, Gere, Glover, Graham, Grant, Griffin, Grisham, Hall, Hamilton, Hawkins of Barbour, Hawkins of Shelby, Hogue, John, Jones, Kendrick, Kimbrough, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nesmith, Orme, Powell, Puriby, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shorter, Simpson, Smith of Dallas, Swan, Tatum, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Pickens—60.

By leave, Mr. Hawkins, of Barbour, from the joint committee on the subject, introduced the bill—

H. B. 502. To establish a department of agriculture for the State of Alabama;

The bill was read once and 1,000 copies ordered printed.

On motion of Mr. John the House recessed to 4 o'clock.

#### AFTERNOON SESSION.

House met pursuant to adjournment.

Mr. John offered the following resolution, which was amended by Mr. Brown, of Tuscaloosa, to allow each committee to report four Senate bills each, and adopted :

*Resolved*, That the committees be called in their order where last left off for reports on Senate bills, and each committee report four Senate bills, and for that purpose the order of business be suspended.

Mr. Brown, of Tuscaloosa, from the committee on ways and means, reported favorably to the bill—

S. B. 125. To sell a certain plantation belonging to the State called the State Convict Farm, purchased of Thomas Williams;

Mr. Berry offered an amendment, which was adopted;

Mr. Samford offered an amendment, which was adopted;

The bill was ordered to a third reading forthwith, read a third time and passed-- yeas 42, nays 26.

Yeas—Messrs. Aderholt, Alexander, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Brewer, Crawford, Dowling, Ferrell, Garrett, Gere, Graham, Griffin, Grisham, Haden, Hawkins of Barbour, Jones, Kindrrough, May, Meldon, McIntyre, McCall, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Simpson, Swan, Tingle, Thagard, Underwood of Franklin, Wharton, Whitt, Young of Marion---42.

Nays—Messrs. Speaker, Branch, Brown of Tuscaloosa, Cochran, Clark, Fuller, Grant, Hawkins of Jefferson, Hogue, Hunt, Ingle, John, Kendrick, Moragne, McAdory, Nesmith, Orme, Porter, Smith of Dallas, Smith of Antauga, Vines, Watlington, Williams, Willett, Wood, Young of Pickens—26.

#### MESSAGE FROM THE SENATE.

#### SENATE CHAMBER,

December 11, 1882.

*Mr. Speaker:*

The Senate has passed the following bills:

H. B. 111. To repeal an act entitled an act in relation to trials of misdemeanors in Tuscaloosa, and other counties therein named, so far as Lamar county is concerned.

And has amended, as therein shown, and passed the bill--

H. B. 5. To increase the fees of constables in Barbour, Jefferson, Calhoun, Wilcox, Talladega, Greene, Dallas, Dale, Butler, Autauga, Hale, Jackson, Pike, Limestone, Sumter, Shelby, Perry, Cullinan, Geneva, Franklin, Colbert, Russell, Lowndes, St. Clair, Chambers, Marshall, Blount, Madison, Coffee, Bullock, and Henry.

And has passed the bill---

H. B. 281. To permanently locate the seat of justice in Blount county.

Also, has adopted a joint resolution---

S. R. 136. Relating to the proceeds of public lands, lying within the State of Alabama, located with military land warrants;

And ordered the same forthwith to the House.

Also, has amended, as therein shown, and passed the bill---

H. B. 290. To regulate the drawing and empanelling of grand and petit juries in Dallas county.

W. L. CLAY,  
Secretary.

The Senate amendments to the bill---

H. B. 5. To increase the fees of constables in Barbour, Jefferson, Calhoun, Wilcox, Talladega, Greene, Dallas, Dale, Butler, Autauga, Hale, Jackson, Pike, Limestone, Sumter, Shelby, Perry, Cullinan, Geneva, Franklin, Colbert, Russell, Lowndes, St. Clair, Chambers, Marshall, Blount, Madison, Coffee, Bullock, and Henry;

Were concurred in.

First amendment---yeas 57, nays 0:

Yeas---Messrs. Speaker, Alexander, Armstrong, Avery, Beck of Covington, Beck of Wilcox, Berry, Burnett, Brewer, Cochran, Clark, Clayton, Dowling, Dunklin, Fuller, Gere, Goree, Griffin, Grisham, Hamilton, Hawkins of Barbour, Hogue, Hunt, John, Jones, Kimbrough, May, Muldon, McCall, McMillan, Nevill, Porter, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Sanford, Scarborough, Shealy, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatum, Tbagard, Underwood of Colbert, Underwood of Franklin, Watlington, Willett, Wharton, Whitt, Young of Marion, Young of Pickens---57.

Second amendment---yeas 58, nays 1:

Yeas---Messrs. Speaker, Aderholt, Anderson, Armstrong, Avery, Beck of Covington, Beck of Wilcox, Berry, Burnett, Brewer, Cochran, Cowart, Clark, Crawford, Dowling,

Dunklin, Fuller, Gere, Goree, Griffin, Grisham, Haden, Hawkins of Barbour, Harris, Hogue, Hunt, Ingle, John, Kimbrough, May, McCall, Nevill, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Shealy, Simpson, Smith of Dallas, Smith of Antanga, Swan, Tatam, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Wood, Wharton, Whitt, Young of Marion---58.

Nay---Mr. Branch---1.

Third amendment---yeas 60, nays 0:

Yeas---Messrs. Speaker, Aderholt, Alexander, Armstrong, Beck of Wilcox, Berry, Brewer, Brown of Tuscaloosa, Broyles, Cochran, Clark, Clayton, Crawford, Dowling, Dunklin, Fuller, Garrett, Gere, Goree, Glover, Griffin, Haden, Hawkins of Barbour, Hawkins of Jefferson, Harris, Hogue, Hunt, Ingle, John, Kimbrough, May, Muldon, McAdory, McCall, Nevill, Nesmith, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Samford, Scarborough, Shackelford, Shealy, Smith of Dallas, Smith of Antanga, Swan, Tingle, Thagard, Underwood of Colbert, Vines, Walker, Watlington, Williams, Willett, Wharton, Young of Marion, Young of Pickens---60.

Also, concurred in Senate joint resolution relative to the proceeds from public lands.

Also, concurred in the Senate amendment to the bill--

H. B. 290. To regulate the drawing and empanelling of grand and petit jurors in Dallas county.

Yeas 66, nays 0.

Yeas---Messrs. Speaker, Aderholt, Alexander, Armstrong, Avent, Avery, Baker, Berry, Brewer, Broyles, Carmichael, Cochran, Cowart, Clayton, Crawford, Dowling, Dunklin, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Grant, Griffin, Grisham, Haden, Hawkins of Barbour, Harris, Hogue, Hunt, Ingle, John, Jones, Kimbrough, May, Morague, Muldon, McAdory, McCall, Nevill, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Samford, Scarborough, Shorter, Simpson, Smith of Dallas, Smith of Antanga, Tatam, Tingle, Thagard, Vines, Walker, Watlington, Williams, Willett, Whitt, Young of Marion, Young of Pickens---66.

## MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, STATE OF ALABAMA,  
Montgomery, December 11, 1882.

*Mr. Speaker :*

The Governor has approved the following bills, which originated in the House :

H. B. 118. An act to make the fees of bonded constables of Marengo, Barbour, Monroe and Greene counties the same as the sheriffs', when performing the same services ;

H. B. 153. An act to prevent the taking and catching of oysters within the waters of this State, by persons who are not residents of the State, and to provide penalties for violations of this act, and proceedings to enforce the same ;

H. B. 154. An act to regulate the buying and selling of oysters in the shell by measure ;

H. B. 238. An act to repeal an act entitled an act to provide a fund for the payment of the witnesses for the State in the circuit and county courts of Tuscaloosa county, and prescribe their compensation, approved March 1st, 1881 ;

H. B. 280. An act to regulate the payment of sheriffs' fees for feeding prisoners in jail ;

H. B. 387. An act to vacate and annul the charter and dissolve the corporation of the city of Selma, and to provide for the application of the assets thereof to the payment of the debts thereof ;

And a joint memorial, asking aid from the Federal Government for educational purposes.

Respectfully,

W. G. HUTCHESON,  
Recording Secretary.

Mr. Hogue, from the committee on federal relations, reported favorably to the---

Joint memorial requesting the Senators of Alabama in the Congress of the United States to vote for and procure, if possible, the passage of an act, now pending in the Senate, providing for the disposal of mineral lands in Alabama ;  
Which was adopted.

Mr. Powell, from the committee on education, reported favorably to the bill---

S. B. 13. To provide for the introduction of the study of the laws of health in the public schools of this State ;

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 47, nays 16.

Yeas---Messrs. Armstrong, Avent, Branch, Brown of Tuscaloosa, Broyles, Cochran, Cowart, Clark, Dowling, Dunklin, Ferrell, Garrett, Graham, Grant, Griffin, Grisham, Hawkins of Barbour, Harris, Hogue, John, Jones, Kimbrough, Muldon, McAdory, McCall, McMillan, Nesmith, Powell, Punifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Tatum, Thagard, Vines, Willett, Wharton, Whitt, Young of Pickens---47.

Nays---Messrs. Alexander, Avery, Berry, Bibb, Haden, Kendrick, Morague, Porter, Raisler, Robinson, Smith of Autauga, Tingle, Underwood of Colbert, Underwood of Franklin, Wood, Young of Marion---16.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

December 11, 1882.

*Mr. Speaker:*

The Senate refuses to concur in the House amendments to the bill—

s. B. 125. To sell a certain plantation belonging to the State, called the State convict farm, purchased of Thomas Williams.

W. L. CLAY,  
Secretary.

On motion of Mr. Robinson, the House insisted upon its amendments to the above bill, and on motion of Mr. Robinson, invited a committee of conference thereon, to consist of three from the House;

Committee on part of the House—

Messrs. Robinson, Samford, and Brown, of Tuscaloosa.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

December 11, 1882.

*Mr. Speaker:*

The Senate has amended, as therein shown, and passed the bill:



H. B. 3. To confer upon notaries public and *ex officio* justices of the peace similar powers to those possessed by justices of the peace to issue attachments returnable to the Circuit Court.

W. L. CLAY,  
Secretary.

The Senate amendment to the above bill, was concurred in—yeas 76, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Avent, Avery, Baker, Beck of Wilcox, Berry, Branch, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Dowling, Duuklin, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Harris, Hogue, Hunt, John, Jones, Kendrick, Kimbrough, Langdon, May, Moragne, Muldon, McAdory, McCall, McMillan, Nevill, Nesmith, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shorter, Simpson, Smith of Dallas, Smith of Antauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—76.

Mr. Langdon, from the committee on commerce and common carriers, reported favorably to the bill—

S. B. 32. To amend the charter of the East and West Railroad Company of Alabama, and to enable said railroad company to engage in mining operations;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 64, nays 2.

Yeas—Messrs. Speaker, Aderholt, Alexander, Armstrong, Avent, Avery, Baker, Beck of Wilcox, Berry, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Crawford, Dowling, Duuklin, Fuller, Gere, Goree, Glover, Graham, Grant, Grisham, Haden, Hawkins of Barbour, Hawkins of Jefferson, Harris, Hogue, Hunt, John, Jones, Kendrick, Kimbrough, Langdon, May, Muldon, McAdory, McCall, Nevill, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Scarborough, Shealy, Shorter, Smith of Dallas, Swan, Tatum, Tingle, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wharton, Whitt, Young of Pickens—64.

Nays—Messrs. Clayton, and Underwood of Colbert.

By leave, bill was introduced :

By Mr. McIntyre—

H. B. 503. To better enforce the working of public roads in the county of Montgomery.

Mr. Langdon, from the committee on commerce and common carriers, reported favorably to the bill—

S. B. 50. To authorize railroad companies organized under the general incorporation laws to extend their lines and build branch roads;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 64, nays 2.

Yeas—Messrs. Speaker, Aderholt, Alexander, Armstrong, Avery, Bibb, Branch, Brewer, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dunklin, Fuller, Garrett, Gere, Gree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hawkins of Barbour, Hawkins of Jefferson, Hogue, Hunt, John, Jones, Kendrick, Kimbrough, May, Muldon, McAdory, McCall, Nevill, Powell, Purfoy, Raisler, Reynolds of Henry, Robinson, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Swan, Tatum, Tingle, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Pickens---64.

Nays---Messrs. Moragne, and Underwood of Colbert.

Mr. Langdon gave notice that he would, on to-morrow, move a reconsideration of the vote by which the bill, S. B. 137, was lost.

The bill--

S. B. 144. To regulate the treatment and hiring of State and county convicts;

Was read the second time, and referred to the committee on penitentiary and criminal administration.

On motion of Mr. Garrett, the House adjourned until 10 o'clock to-morrow morning.

## TWENTY-FOURTH DAY.

HOUSE OF REPRESENTATIVES,

TUESDAY, December 12, 1882.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Avent, of the House.

On the call of the roll the following members answered to their names:

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Garrett, Gere, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisley, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Whitt, Young of Marion, Young of Pickens—92.

The journal of yesterday was read and approved.

Leave of absence was granted Messrs. Armstrong, Fuller and May.

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

The committee on enrolled bills have compared the following bills and find them correctly enrolled:

H. B. 330. An act to repeal an act entitled an act to establish a new charter for the city of Opelika and amendments thereto;

Also,

H. B. 347. An act to establish a new charter for the city of Opelika.

Respectfully submitted,

S. W. JOHN,  
for com. on enr'd bills.

And the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed the above bills.

Mr. Browne, from the committee on enrolled bills, reported as correctly enrolled the following bills, and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills:

H. B. 281. To permanently locate the seat of justice in Blount county;

H. B. 396. To provide for the security and protection of the public bridges in the county of Coffee;

H. B. 3. To confer upon notaries public and ex-officio justices of the peace similar powers to those possessed by justices of the peace, to issue attachments returnable to the Circuit or any City Court;

H. B. 269. To authorize the county of Mobile to make and issue its bonds to a limited amount for a certain specific purpose;

H. B. 406. To amend an act to prohibit the sale, giving away of any vinous, spirituous or malt liquors, in the town of Dayton, or within six miles of said town, approved December 4, 1880;

H. B. 264. To authorize the people of Winston county to vote on the question of removing the county seat of said county, and to permanently locate the same;

H. B. 236. To amend an act entitled an act to provide for additional accommodations for the insane of Alabama, approved February 26, 1881;

H. B. 288. To authorize and require the Governor to destroy all uncurrent funds in the treasury, and all six per cent. bonds that have not been issued;

H. B. 453. To repeal an act to prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters, at or within certain localities in this State, approved February 28, 1881, so far as the same relates to beat No. 9, of Hale county;

H. B. 170. To provide for an election by the legal electors of Dale county, on the question of prohibition or no prohibition, of the making or selling, or otherwise disposing of any spirituous or malt liquors, or intoxicating bitters of any kind, in any quantity, within Dale county, the same being prohibited by an act entitled an act to prohibit the making, selling or otherwise disposing of spirituous or malt liquors, or intoxicating bitters of any kind, in any quantity, within the counties of Dale and Henry, approved February 26, 1881, except as provided in said act;

H. B. 420. To pay W. J. B. Padgett and Robert Hasson, doorkeepers of the Senate and House of Representatives respectively, for certain articles furnished the Senate and House of Representatives, and for repairs;

H. B. 111. To repeal an act entitled an act in relation to

trials of misdemeanors, in Tuscaloosa and other counties therein named, so far as Lamar county is concerned ;

H. B. 5. To increase the fees of constables in the counties of Jefferson, Calhoun, Wilcox, Talladega, Greene, Dallas, Dale, Butler, Autauga, Hale, Jackson, Sumter, Limestone, Shelby, Perry, Oullman, Geneva, Franklin, Colbert, Russell, Lowndes, St. Clair, Chambers, Marshall, Blount, Coffee, Butler and Henry ;

H. B. 47. To repeal an act entitled an act to regulate the publication of legal notices in the counties of Lamar and Fayette, approved February 4, 1879 ;

H. B. 290. To regulate the drawing and empanelling of grand and petit jurors in Dallas county ;

H. B. 457. To make appropriations for the ordinary expenses of the executive, legislative and judicial departments of the State, for interest on the public debt, and for the public schools ;

H. B. 341. To regulate the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters, or patent medicine having alcohol as a basis, in the county of Calhoun ;

H. B. 201. To amend an act to amend section 1544 of the Code, so far as the same relates to the counties of Pike, Butler and Coffee ;

H. B. 130. To authorize the Commissioners Court of Barbour county to establish or abolish districts in which stock may be prevented from running at large.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

December 12, 1882.

*Mr. Speaker :*

The Senate has passed the following bills :

H. B. 47. To repeal an act entitled an act to regulate the publication of legal notices in the counties of Lamar and Fayette, approved February 4, 1879 ;

And accedes to the request of the House for a committee of conference on the bill—

S. B. 125. To sell a certain plantation belonging to the State, called the State Convict Farm, purchased of Thomas Williams ;

Committee on part of Senate—Messrs. Brewer and Davidson;

And has passed the bill—

H. B. 341. To regulate the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters, or patent medicines having alcohol as a base, in the county of Callhoun.

W. L. CLAY,  
Secretary.

Mr. Moren offered the following resolution, which was adopted:

*Resolved*, That all general orders be suspended for the day and standing committees be called in their order, beginning when the call was interrupted on yesterday, and that each committee as called be allowed to report one Senate bill.

#### BILLS ON FIRST READING.

By leave bills were introduced:

By Mr. Hawkins, of Barbour—

H. B. 504. To require counties and districts in which stock are prohibited from running at large, to be enclosed, to provide for enclosing the same and to protect the property of persons living near said stock law boundaries;

150 copies of the above bill were ordered printed.

By Mr. Nesmith—

H. B. 506. To amend an act entitled an act to amend section 4358 of the Code of 1876, to declare how said section 4358 shall read and to define grand larceny;

By Mr. McMillan—

H. B. 507. To regulate the practice of pharmacy in the State of Alabama;

By Mr. Vines (by request)—

H. B. 508. To amend and revise the several sections of an act entitled an act to change the name of Youngsville to that of Alexander City, and incorporate the same, approved March 19, 1873;

By Mr. Swan—

H. B. 509. To incorporate the Rome and Decatur Railroad Company, and build branches thereto, and for other purposes;

By Mr. Hamilton—

H. B. 510. For the relief of the Columbus Insurance and Banking Company ;

By Mr. Clark—

H. B. 511. To incorporate board of trustees for the McGready Presbytery of the Cumberland Presbyterian church ;  
By Mr. Berry—

H. B. 512. To amend sections 2597, 2598, 2600, 2568, 2569, 2574, 2575 and to 2614 of the Code ;

Mr. Hawkins, from the committee on agriculture, reported favorably to the bill—

H. B. 334. To protect the farmers of the State in the purchase of commercial fertilizers ;

Which was made a special order for the 29th of January, 1883, and 200 copies ordered printed, for the use of the House.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

December 12, 1882.

*Mr. Speaker :*

The President has, in the presence of the Senate, signed the following bills, to which your signature is requested :

S. B. 1. To repeal an act to prohibit the manufacture or sale, or other disposition of vinous, spirituous, or other intoxicating liquors, within the limits of the counties of Limestone and Clarke, in this State, approved February 24, 1881, so far as the same relates to Limestone county ;

S. B. 119. To amend sections 1385, 1388, 1393, 1395, 1396 and 1399, of the Code ;

S. B. 12. To prohibit the sale, bartering or giving away, of spirituous, vinous or malt liquors, in the town of Glennville, in Russell county, Alabama, or within five miles in any direction of the Methodist Episcopal Church South, in said town ;

S. B. 58. To prohibit the selling, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters or beverages, within five miles of the town of Bremen, Cullman county, Alabama ;

S. B. 70. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters or beverages, within three miles of Soules Chapel church, in Pickens county ;

s. B. 120. To amend sections 1376, 1380, 1381 and 1383, of the Code;

s. B. 48. To prohibit the sale or disposing of spirituous, vinous or malt liquors, or other intoxicating beverages, in the county of Wilcox, on and after the first day of January, 1883;

s. B. 19. To amend section 580 of the Code.

W. L. CLAY,  
Secretary.

The Speaker, in the presence of the House, immediately after their titles had been publicly read, signed the bills, whose titles are set forth in the above message.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

December 12, 1882.

*Mr Speaker :*

The Senate has amended, as therein shown, and passed the bill :

H. B. 420. To pay to J. B. Padgett and Robert Hasson, doorkeepers of the Senate and House of Representatives respectively, for certain articles furnished the Senate and House of Representatives, and for repairs;

Has also amended as therein shown and passed the bill—

H. B. 315. To amend section 34 of an act entitled an act to incorporate the port of Mobile, and to provide for the government thereof, approved February 11, 1879;

And has passed the bill—

H. B. 201. To amend section 1544 of the Code, so far as the same relates to the counties of Pike, Butler and Coffee.

W. L. CLAY,  
Secretary.

The Senate amendments to H. B. 420 were concurred in—yeas 65, nays 0.

Yeas---Messrs. Speaker, Alexander, Anderson, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Branch, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Dowling, Dunklin, Edwards, Garrett, Grant, Griffin, Haden, Hawkins of Shelby, Harris, Hogue, Hunt, John, Jones, Kimbrough, Lang, Langdon, Moragne,



Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Porter, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Antanga, Swan, Tatum, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Wharton, Whitt, Young of Marion—65.

The Senate amendments to H. B. 315 were concurred in—yeas 64, nays 0.

Yeas—Messrs. Speaker, Alexander, Anderson, Baker, Beck of Wilcox, Berry, Branch, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Garrett, Grant, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Moren, Moragne, McAdory, McIntyre, McMillan, Nevill, Nesmith, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Antanga, Swan, Tatum, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion—64.

Mr. Berry, from the joint committee on immigration, reported the bill—

H. B. 214. To encourage immigration, pursuant to the requirements of section 31, article 1, of the Constitution of Alabama, and to appropriate ten thousand dollars for that purpose;

And asked that it lay upon the table, and 200 copies be printed for the use of the General Assembly;

So ordered.

Mr. Langdon, from the committee on commerce and common carriers, reported favorably to the bill—

S. B. 49. To amend section 1843 of the Code;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 61, nays 0.

Yeas—Messrs. Speaker, Adesholt, Alexander, Anderson, Avery, Beck of Wilcox, Branch, Brewer, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Edwards, Ferrell, Gere, Graham, Griffin, Grisham, Haden, Hall, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, John, Jones, Kendrick, Kimbrough, Langdon, Moren, Moragne, Muldon, McAdory, McMillan, Nevill, Nesmith, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Rey-

nolds of Talladega, Robinson, Russell, Shackelford, Shealy, Simpson, Smith of Dallas, Smith of Antauga, Swan, Tingle, Thagard, Underwood of Franklin, Vines, Watlington, Willett, Whitt—61.

Mr. Brown, of Tuscaloosa, from the committee of conference, reported, recommending that the House recede from its amendments to—

s. B. 125. To sell a certain plantation belonging to the State, called the State convict farm, purchased of Thomas Williams;

With an amendment thereto;

The report and amendment were adopted—yeas 67, nays 8.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Avent, Avery, Beck of Covington, Beck of Wilcox, Branch, Brewer, Brown of Tuscaloosa, Cowart, Crawford, Dowling, Garrett, Gere, Glover, Grant, Grisham, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, John, Jones, Kimbrough, Lang, Langdon, Moren, Moragne, Muldon, McAdory, McMillan, Nevill, Nesmith, Powell, Purifoy, Raisler, Robinson, Russell, Sanford, Scarborough, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Antauga, Swan, Tatum, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Wood, Wharton, Young of Marion, Young of Pickens—67.

Nays—Messrs. Berry, Clark, Clayton, Ingle, Reynolds of Talladega, Tingle, Underwood of Colbert, Whitt—8.

Mr. Smith, from the committee on counties and county boundaries, reported favorably to s. B. 38, and on motion of Mr. Powell, the bill was recommitted to the same committee.

Mr. Brewer, from the committee on fees and salaries, reported favorably to the bill—

s. B. 68. To amend section 2 of an act to regulate the compensation of sheriffs for the removal of prisoners, approved March 1, 1881;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 65, nays 0.

Yeas—Messrs. Speaker, Aderholt, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Burnett, Branch, Brewer, Brown of Tuscaloosa, Carmichael, Cochran, Clark, Clayton, Crawford, Dunklin, Garrett, Gere, Glover, Graham, Grant, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Jones, Kendrick,

Kimbrough, Moren, Moragne, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Russell, Sanford, Scarborough, Shackelford, Shorter, Simpson, Smith of Dallas, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Williams, Wharton, Whitt, Young of Marion---65.

Mr. Simpson, from the committee on corporations, reported favorably to the bill---

s. B. 59. To establish a new charter for the city of Gadsden;

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 57, nays 0.

Yeas---Messrs. Avent, Avery, Berry, Branch, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Gere, Graham, Grant, Grisham, Haden, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, Kimbrough, Langdon, Moragne, Muldon, McCall, McMillan, Nevill, Porter, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tatum, Underwood of Colbert, Vines, Watlington, Wood, Wharton, Young of Pickens---57.

Mr. Hawkins, of Jefferson, from the committee on mining and manufactories, reported favorably to the bill---

s. B. 133. To incorporate the Gesner Mining and Smelting Company;

The bill was ordered to a third reading forthwith; read a third time, and passed --yeas 56, nays 1.

Yeas---Messrs. Aderholt, Anderson, Avent, Avery, Beck of Covington, Beck of Wilcox, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Gere, Graham, Grant, Grisham, Haden, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, John, Kimbrough, Lang, Langdon, McIntyre, McCall, McMillan, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Santord, Scarborough, Shackelford, Shealy, Smith of Dallas, Smith of Autauga, Swan, Tingle, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wharton, Young of Pickens---56.

Nays---Mr. Simpson---1.

Mr. Beck, of Wilcox, from the committee on local legislation, reported favorably to the bill---

S. B. 51. To better provide for the examination of the county offices, county jail, records of the courts of county commissioners and county chain gangs, of Russell county, in this State, and report thereon;

On motion of Mr. Dunklin, the bill was postponed, and made special order on January 29th, at 12 m.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

December 12, 1882.

*Mr. Speaker:*

The Senate has amended, as therein shown, and passed the bill—

H. B. 130. To authorize the commissioners court of Barbour county to establish or abolish districts in which stock may be prevented from running at large;

Also, concurs in report of committee of conference on disagreement of the two houses on the bill—

S. B. 125. To sell a certain plantation belonging to the State, called the State convict farm, purchased of Thomas Williams;

And amendments reported by said committee.

W. L. CLAY,  
Secretary.

The Senate amendment to H. B. 130 was concurred in---yeas 58, nays 1.

Yeas---Messrs. Speaker, Alexander, Anderson, Avent, Beck of Covington, Berry, Brewer, Broyles, Carmichael, Cochran, Clark, Clayton, Crawford, Grant, Griffin, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Jones, Kimbrough, Moragne, McAdory, McCall, McMillan, Nevill, Porter, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shorter, Simpson, Smith of Dallas, Smith of Antanga, Swan, Tatum, Underwood of Franklin, Vines, Walker, Watlington, Williams, Wood, Wharton, Whitt, Young of Marion, Young of Pickens---58.

Nays---Mr. Underwood of Colbert---1.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

December 12, 1882.

*Mr. Speaker:*

The President has, in the presence of the Senate, signed the following bills and joint resolutions, which originated in the Senate, and your signature is requested to same:

s. B. 32. To amend the charter of the East and West Railroad Company of Alabama, and to enable said company to engage in mining operations;

s. B. 131. Joint resolution of the Senate and House of Representatives of the General Assembly of Alabama (requesting Senators of Alabama in Congress of United States to vote for bill) on mineral lands;

s. B. 136. Joint resolution relating to the proceeds of public lands, lying within the State of Alabama, located with military land warrants;

s. B. 13. To provide for the introduction of the study of the laws of health in the public schools of this State;

s. B. 50. To authorize railroad companies, organized under the general incorporation laws of this State, to extend their lines and build branch roads;

s. B. 49. To amend section 1843 of the Code.

W. L. CLAY,  
Secretary.

The Speaker, in the presence of the House, immediately after their titles had been publicly read, signed the bills, the titles of which are set forth in the above message.

## MESSAGE FROM THE GOVERNOR.

MONTGOMERY, ALA., December 12, 1882.

*Mr. Speaker:*

The Governor has approved the following bills, which originated in the House:

H. B. 170. An act to provide for an election by the legal electors of Dale county, on the question of prohibition or no prohibition of the making, or selling, or otherwise disposing of any spirituous or malt liquors, or intoxicating biters of any kind, in any quantity, within Dale county; the

same being prohibited by an act entitled "an act to prohibit the making, selling, or otherwise disposing of any spirituous or malt liquors, or intoxicating bitters, of any kind, in any quantity, within the counties of Dale and Henry, approved February 26, 1881, except as provided in said act;

H. B. 3. An act to confer upon notaries public and *ex officio* justices of the peace similar powers to those possessed by justices of the peace to issue attachments returnable to the circuit or any city court;

H. B. 236. An act to amend an act entitled an act to provide for additional accommodation for the insane of Alabama, approved February 26, 1881;

H. B. 264. An act to authorize the people of Winston county to vote on the question of removing the county seat of said county, and to permanently locate the same;

H. B. 269. An act to authorize the county of Mobile to make and issue its bonds, to a limited amount, for a certain specific purpose;

H. B. 281. An act to permanently locate the seat of justice in Blount county;

H. B. 288. An act to authorize and require the Governor to destroy all uncurrent funds in the treasury, and all six per cent. bonds that have not been issued;

H. B. 330. An act to repeal an act entitled an act to establish a new charter for the city of Opelika, and amendments thereof;

H. B. 347. An act to establish a new charter for the city of Opelika;

H. B. 396. An act to provide for the security and protection of the public bridges in the county of Collee;

H. B. 406. To amend an act to prohibit the sale or giving away of any vinous, spirituous or malt liquors in the town of Dayton or within six miles of said town, approved December 4, 1880;

H. B. 453. An act to repeal an act to prohibit the sale giving away or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters at or within certain localities in this State, approved February 28th, 1881, so far as the same relate to beat number nine (9) of Hale county.

W. G. HUTCHESON,  
Recording Secretary.

Mr. Walker from a special committee reported favorably to the bill—

s. B. 85. To fix the time of holding the courts in the 1st Judicial Circuit ;

The bill was ordered to a third reading forthwith ; read a third time and passed—yeas 85, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, John, Jones, Kendrick, Kimbrough, Langdon, May, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Samford, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion—85

Mr. Beck of Wilcox from the committee on local legislation reported favorably with amendment to the bill—

H. n. 181. To repeal an act entitled an act to regulate the trial of misdemeanors in Madison county, approved February 9th, 1877 ;

On motion of Mr. Cochran the further consideration of the bill was postponed and made the special order for 12 m. on the 29th day of January.

Also, from the same reported favorably to the bill—

s. B. 72. To amend an act approved March 4th, 1875, to incorporate the town of Elba, Coffee county, Alabama ;

The bill was ordered to a third reading forthwith, read a third time and passed— yeas 59, nays 0.

Yeas—Messrs. Speaker, Aderholt, Avery, Beck of Covington, Beck of Wilcox, Berry, Bibb, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clayton, Crawford, Dowling, Ferrell, Garrett, Graham, Grant, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Powell, Raisler, Reynolds of Henry, Reynolds of Talladega, Rus-

sell, Sanford, Scarborough, Simpson, Smith of Dallas, Smith of Antanga, Swan, Tatam, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Watlington, Williams, Wood, Wharton, Young of Marion, Young of Pickens--59.

Also from the same committee reported favorably to the bill---

S. B. 38. To amend an act for the protection of certain portions of the lands and plantations lying in Bullock county from depredations by stock, approved December 8th, 1880, and amended February 24th, 1881;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 53, nays 2.

Yeas---Messrs. Speaker, Anderson, Baker, Beck of Covington, Beck of Wilcox, Burnett, Brewer, Brown of Tuscaloosa, Carmichael, Cowart, Clark, Crawford, Dunklin, Ferrell, Garrett, Goree, Graham, Grant, Grisham, Hammond, Hawkins of Jefferson, Hogue, Hunt, John, Jones, Kimbrough, Langdon, May, Moren, Muldon, McMillan, Nevill, Porter, Powell, Purifoy, Randle, Raisler, Reynolds of Henry, Russell, Sanford, Scarborough, Shorter, Simpson, Smith of Antanga, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Whitt, Young of Marion--53.

Nays---Messrs. Avent and McIntyre--2.

#### MESSAGE FROM THE SENATE.

##### SENATE CHAMBER,

December 12, 1882.

*Mr. Speaker:*

The President has, in the presence of the Senate, signed the following bill, and your signature to same is requested:

S. B. 68. To amend section 2 of an act to regulate the compensation of sheriffs for the removal of prisoners, approved March 1, 1881.

W. L. CLAY,  
Secretary.

The Speaker, in the presence of the House, immediately after its title had been publicly read, signed the above bill.



## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

December 12, 1882.

*Mr. Speaker:*

The Senate has amended as therein shown and passed the bill—

H. B. 379. To provide for the establishing of a separate school district to be known as the Peabody School District, in Lee and Russell counties, and for the appointment of a board of Trustees for said school district with certain powers and privileges.

W. L. CLAY,  
Secretary.

The Senate amendment to the above bill was concurred in—yeas 61, nays 0.

Yeas—Messrs. Speaker, Aderholt, Avent, Baker, Beck of Wilcox, Bibb, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Garrett, Graham, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, Moren, McAdory, McIntyre, McCall, Nevill, Nesmith, Orme, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Shackelford, Shenly, Simpson, Smith of Dallas, Swan, Sanford, Tatum, Tingle, Thagard, Underwood of Franklin, Vines, Watlington, Willett, Wood, Young of Marion, Young of Pickens—61.

Mr. Hamilton from the judiciary committee, reported favorably to the bill—

S. B. 62 Amend section 2591 of the Code ;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 68, nays 0.

Yeas—Messrs. Speaker, Alexander, Anderson, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Bibb, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Ferrell, Fuller, Gere, Glover, Grant, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Ingle, John, Jones, Kendrick, Lang, Moren, Morague, McAdory, McCall, Nevill, Nesmith, Orme, Porter, Purifoy, Raisler, Reynolds of

Talladega, Russell, Samford, Scarborough, Shackelford, Shealy, Smith of Dallas, Smith of Autauga, Swan, Tatum, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Whittr, Young of Marion---68.

Mr. Beck from the committee on Local Legislature reported favorably to the bill---

H. B. 265. To prohibit stock from running at large in Dallas county, except in certain portions of said county therein specified.

On motion of Mr. John the further consideration of the bill was postponed and made the special order for January 29th at 12 m.

Mr. Hamilton from the committee on the judiciary reported favorably to the bill---

S. B. 91. To regulate the trials of misdemeanors in Calhoun county;

On motion of Mr. Hammond the further consideration of the bill was postponed and made the special order for 12 m. on the 29th of January.

Also, from the same committee reported favorably with amendment to the bill---

S. B. 64. To amend section 2944 of the Code;

The amendment was adopted and the bill was ordered to a third reading forthwith, read a third time and passed---yeas 60, nays 0.

Yeas---Messrs. Avent, Baker, Beck of Covington, Bibb, Burnett, Brown of Tuscaloosa, Broyles, Cowart, Clark, Clayton, Dunklin, Garrett, Gere, Glover, Graham, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, Nevill, Nesmith, Porter, Puritoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Samford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Swan, Tatum, Tingle, Thagard, Underwood of Franklin, Watlington, Williams, Willett, Wood, Wharton, Young of Pickens---60.

#### MESSAGE FROM THE GOVERNOR.

Montgomery, Dec. 12th, 1882.

*Mr. Speaker:*

The Governor has approved the following bill, which originated in the House:

H. B. 5. An act to increase the fees of constables in the counties of Jefferson, Calhoun, Wilcox, Talladega, Greene, Dallas, Dale, Butler, Autauga, Hale, Jackson, Sumter, Limestone, Shelby, Perry, Cullman, Geneva, Franklin, Colbert, Russell, Lowndes, St. Clair, Chambers, Marshall, Blount, Coffee, Bullock, and Henry;

H. B. 47. An act to repeal an act entitled an act to regulate the publication of legal notices in the counties of Lamar and Fayette, approved February 4th, 1879;

H. B. 111. An act to repeal an act entitled an act in relation to trials of misdemeanors in Tuscaloosa and other counties therein named so far as Lamar county is concerned;

H. B. 201. An act to amend an act to amend section 1544 of the Code of Alabama so far as the same relates to the counties of Pike, Butler and Coffee;

H. B. 290. An act to regulate the drawing and impanelling of grand and petit juries in Dallas county;

H. B. 341. An act to regulate the sale giving away or otherwise disposing of spirituous, vinous or malt liquors or intoxicating bitters or patent medicines having alcohol as a base, in the county of Calhoun;

H. B. 457. An act to make appropriation for the ordinary expenses of the executive legislative and judicial departments of the State, for interest on the public debt and for the public schools;

H. B. 130. An act to authorize the Commissioners Court of Barbour county to establish or abolish districts in which stock may be prevented from running at large.

Respectfully,

W. G. HUTCHESON,  
Recording Secretary.

Mr. Cowart, from the committee on temperance, reported favorably to the bill—

H. B. 448. To repeal an act entitled an act to prohibit the manufacture or sale of spirituous, vinous and malt liquors within the limits of Macon county, Alabama, approved February 26th, 1881, so far as the same relates to beat No. 3, known as Society Hill beat, in said county;

The bill was ordered to a third reading forthwith; read a third time and passed—yeas 67, nays 0.

Yeas—Messrs. Speaker, Anderson, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brown of Tuscaloosa, Broyles, Carmichael, Cochran,

Cowart, Clark, Clayton, Crawford, Dunklin, Garrett, Graham, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Jones, Kimbrough, Lang, Langdon, Moren, Moragne, Muldon, McAdory, Nevill, Nesmith, Orne, Porter, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Sanford, Simpson, Smith of Dallas, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Pickens—67.

MESSAGE FROM THE GOVERNOR.

MONTGOMERY, ALA., Dec. 12, 1882.

*Mr. Speaker :*

The Governor has approved the following bill which originated in the House :

H. B. 420. An act to pay W. J. B. Padgett and Robert Hason, doorkeepers of the Senate and House of Representatives respectively for certain articles furnished the Senate and House of Representatives and for repairs.

Respectfully,

W. G. HUTCHESON,  
Recording Secretary.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

DECEMBER 12th, 1882.

*Mr. Speaker :*

The President has, in the presence of the Senate, signed the following bills to which your signature is requested :

S. B. 125. To sell a certain plantation belonging to the State, called the State convict farm, purchased of Thomas Williams ;

S. B. 38. To amend an act for the protection of certain portions of the lands and plantations lying in Bullock county from depredations by stock, approved December 8th, 1880, and amended February 24th, 1881.

W. L. CLAY,  
Secretary.

The Speaker in the presence of the House, immediately after their titles had been publicly read, signed the above bills.

Mr. Branch introduced the following resolution which was adopted.

*Resolved*, That it is the sense of this House that the Speaker, the Hon. W. F. Foster has been an able and impartial officer and has given universal satisfaction and defended no one.

The hour of 2:30 p. m. having arrived, the House under the joint resolution of the two Houses, adjourned to meet again on Wednesday, the 24th day of January, 1883, at 10 o'clock a. m.

## TWENTY-FIFTH DAY.

### HOUSE OF REPRESENTATIVES,

WEDNESDAY, January 24, 1883.

The House met pursuant to adjournment.

Prayer by Rev. Dr. Shackelford, of the House.

On the call of the roll the following members answered to their names:

Messrs. Speaker, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Bibb, Barnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Clayton, Dowling, Drunklin, Edwards, Ferrell, Garrett, Gere, Goree, Glover, Grant, Griffin, Grisham, Haden, Hall, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moragne, Meldon, McAdory, McIntyre, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Sanford, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Wood, Wharton, Whitt, Young of Pickens—83.

The journal of December 12th, 1882, was read and approved.

Leave of absence was granted Messrs. Scarborough, Hamilton, Baker, Graham, Crawford and Cowart.

Mr. Muldon offered the following resolution, which was adopted:

*Be it Resolved*, That a joint committee of five (three from the House and two from the Senate,) be appointed, to notify the Governor of the re-assembling of the two houses, and that they are now ready to receive any communication he may desire to make.

Committee on the part of the House—

Messrs. Muldon, Shackelford and Branch.

Mr. Hall introduced a resolution in reference to the appointment of a special committee of five to investigate the treatment and management of the convicts;

Which was referred to the committee on penitentiary and criminal administration.

Mr. Broyles moved to reconsider vote by which H. B. 379 was passed;

Which was adopted, and the bill was laid on the table temporarily.

#### MESSAGE FROM THE SENATE.

#### SENATE CHAMBER,

January 24, 1883.

*Mr. Speaker :*

The Senate requests the return of the bill—

H. B. 379. To provide for the establishing of a separate school district, to be known as the Peabody School District, in Lee and Russell counties, and for the appointment of a board of trustees for said school district, with certain powers and privileges.

WM. L. CLAY,  
Secretary.

On motion of Mr. Broyles, the request of the Senate was granted, and the bill returned.

#### BILLS ON SECOND READING.

The bills—

H. B. 484. To repeal an act to secure more effectually competent and well qualified jurors in the counties of Mont-

gomery, Lowndes, Autauga, Dallas, Perry and Bullock, approved December 19th, 1876, in so far as the same applies to Lowndes county;

H. B. 488. To amend section 4702 of the Code, and to regulate trials on affidavits and warrants of arrest in the county courts of this State;

H. B. 489. To amend section 3970 of the Code;

H. B. 496. To amend sections 3462 and 3464 of the Code;

H. B. 497. To ratify and make valid the payment of taxes by certain persons in the county of Lee;

H. B. 499. To compel butchers to keep a record of the marks and brands on all stock of any description by them slaughtered for sale;

H. B. 501. To provide a mode of contesting elections held under an act approved March 19th, 1875, entitled an act to authorize probate judges in the counties of Jackson, Clark, Shelby, Randolph, Coosa, Winston, Fayette, Cleburne, Tuscaloosa, Monroe, Marion, DeKalb, St. Clair, Calloway, Sanford, Jefferson, Baldwin, Cherokee, Clay, Lauderdale, Blount and Morgan, to order elections in certain cases to prevent the sale or giving away, or other disposition of vinous or spirituous liquors, within certain limits in such counties;

H. B. 506. To amend an act entitled an act to amend section 4358 of the Code of 1876, to declare how said section 4358 shall read, and to define grand larceny;

H. B. 507. To regulate the practice of pharmacy in the State of Alabama;

H. B. 512. To amend sections 2597, 2598, 2600, 2568, 2569, 2574, 2575 and 2614 of the Code;

Were severally read the second time, and referred to the judiciary committee.

The bills—

H. B. 482. To incorporate the Real Estate and Loan Company, of Selma, Alabama;

H. B. 509. To incorporate the Rome and Decatur Railroad Company, and build branches thereto, and for other purposes;

H. B. 510. For the relief of The Columbus Insurance and Banking Company;

H. B. 511. To incorporate a board of trustees for the McGready Presbytery of the Cumberland Presbyterian Church;

Were severally read the second time, and referred to the committee on corporations.

The bills—

H. B. 485. To repeal sections 3286, 3287, and 3288 of the Code, so far as they relate to Dallas county;

H. B. 502. To establish a department of agriculture for the State of Alabama;

H. B. 504. To require counties and districts in which stock are prohibited from running at large to be enclosed, to provide for enclosing the same, and to protect the property of persons living near said stock law boundaries;

Were severally read the second time, and referred to the committee on agriculture.

The bills—

H. B. 492. To prevent the sale, taking up, interlarding with, or otherwise disposing of drifted timber or lumber;

H. B. 503. To better enforce the working of public roads in the county of Montgomery;

Were severally read the second time, and referred to the committee on public roads and highways.

The bills—

H. B. 491. To establish a normal school at Lowndeshoro, Lowndes county;

H. B. 481. To authorize the board of directors of the State Normal School and University for the colored race at Marion, Perry county, to appropriate and expend certain educational funds to the repairing, improving and enlarging of the buildings of said normal school and university;

Were severally read the second time, and referred to the committee on education.

The bill—

H. B. 480. To authorize the Governor to re-state the accounts of J. L. Rapier & Co., and for the payment of any balance which may be found due from the State;

Was read the second time, and referred to the committee on fees and salaries.

The bills—

H. B. 487. To repeal section 417 of the Code;

H. B. 478. To relieve John C. Anderson, of Greene county, of the disabilities of non-age;

H. B. 493. To prevent the altering or defacing of the marks and brands of cattle in the county of Washington;

H. B. 508. To amend and revise the several sections of an act entitled an act to change the name of Youngsville to



that of Alexander City, and incorporate the same, approved March 19th, 1873;

Were severally read the second time, and referred to the committee on local legislation.

The bills—

H. B. 479. To prohibit the sale or giving away of vinous, spirituous, or malt liquors, within two miles of Whistler, in the county of Mobile;

H. B. 500. To prevent the sale of spirituous, vinous, or malt liquors, within three miles of Union church, in Calera, Shelby county;

H. B. 486. To prohibit the sale or giving away of vinous, spirituous, or malt liquors, or other intoxicating beverages, within five miles of Chappell Hill Baptist church, in Tuscaloosa county;

H. B. 490. To amend an act to prohibit the sale or giving away of spirituous, vinous, or intoxicating liquors, within two miles of the Methodist Episcopal Church South, in the town of Citronelle, Alabama, approved March 4th, 1875;

H. B. 494. To repeal an act entitled an act "to prohibit the sale, or otherwise disposing of intoxicating beverages, within one mile of the court house in Marshall county;

H. B. 495. To prevent the violation or evasion of prohibition laws, and of the law requiring license to sell vinous, spirituous, or malt liquors;

H. B. 498. To prohibit the sale, giving away, or otherwise disposing of vinous, spirituous, or malt liquors, within six miles of Benlah Academy, in beat 1, Lee county, Alabama;

Were severally read the second time and referred to the committee on temperance.

The bill—

H. B. 483. To regulate the fine and forfeiture fund of Tuscaloosa county;

Was read the second time and referred to the members from Tuscaloosa county.

#### UNFINISHED BUSINESS.

S. B. 27 was taken up, and on motion of Mr. Shorter, its further consideration was postponed to February 1, 1883, and made the special order for 11 a. m.

## CALL OF THE COUNTIES.

On the call of the counties bills were introduced :

By Mr. Lang—

H. B. 513. To preserve order at Wilkie Springs camp ground, in Barbour county ;

By Mr. Shorter—

H. B. 514. To provide a mansion for the Governor of Alabama ;

Also,

H. B. 515. For the relief of G. D. Williams and the other heirs at law, of R. W. Williams, late of Barbour county, deceased ;

Also,

H. B. 516. To amend section 712 of the Code ;

Also,

H. B. 517. To amend paragraph 14 of section 494, of the Code ;

Also,

H. B. 518. To amend section 2731 of the Code ;

Also,

H. B. 519. To authorize proceedings in equity in certain cases of insolvency ;

By Mr. Armstrong—

H. B. 520. To enforce more effectually the collection of taxes ;

By Mr. Dunklin—

H. B. 521. To amend section 4683 of the Code ;

Also,

H. B. 522. To amend section 5071 of the Code ;

Also,

H. B. 523. To preserve order at the Spring Hill camp ground, in the county of Butler ;

Also,

H. B. 524. To fix the fees of justices in Butler county ;

Also,

H. B. 525. For the relief of Ancil Lee, a maimed soldier of Butler county ;

Also,

H. B. 526. For the relief of John M. Henderson, a maimed soldier of Butler county ;

By Mr. Edwards—

H. B. 527. To regulate the granting of letters testamentary or of administration in new counties ;

- Also,  
 H. B. 528. To amend section 2674 of the Code;  
 By Mr. Burnett—  
 H. B. 529. To amend section 4683 of the Code;  
 By Mr. Dowling—  
 H. B. 530. To amend section 3279 of the Code;  
 Also,  
 H. B. 531. To provide for the more equal disbursing of the public school funds in Dale county, and to require certain duties of the school officers therein;  
 Also,  
 H. B. 532. For the relief of Richard A. Ramsey, ex-sheriff of Dale county;  
 By Mr. John—  
 H. B. 533. For the relief of William S. Johnston;  
 Also,  
 H. B. 534. To exempt the organization of the grand and petit juries of the City Court of Selma, which was organized at the January term, 1883, from the provisions of an act to regulate the drawing and empanelling of grand and petit juries, in Dallas county, approved December 12, 1882;  
 Also,  
 H. B. 535. To amend an act to regulate the drawing and empanelling of grand and petit juries in Dallas county, approved December 12, 1882;  
 By Mr. Clayton—  
 H. B. 536. To incorporate the White Sulphur Springs college, in DeKalb county, Alabama;  
 By Mr. Sanford—  
 H. B. 537. To amend sub-division 4, 5, 6, 7, 8 and 9, of an act to fix the time of holding the Circuit Courts in the sixth judicial circuit of the State of Alabama;  
 Also,  
 H. B. 538. For the prevention of cruelty to animals;  
 By Mr. Anderson—  
 H. B. 539. For the relief of Mary V. Anderson and Elizabeth M. Anderson, from disabilities of non-age;  
 By Mr. Hawkins, of Jefferson—  
 H. B. 540. To confer police powers upon the conductors of passenger trains, in this State, to provide a punishment for a neglect of their official duties, and for other purposes;  
 By Mr. McAdory—  
 H. B. 541. To authorize the Birmingham Rolling Mill

Company to hold the annual meeting of the stockholders at Louisville, Kentucky;

By Mr. Hawkins, of Jefferson—

H. B. 542. Prescribing witnesses' fees in County Courts and mode of collecting the same, and to provide for the payment of State's witnesses where the costs are re-taxed;

Also,

H. B. 543. To define the powers of notaries public who are ex-officio justices of the peace;

By Mr. Clark—

H. B. 544. To amend section 32, of title 3, of chapter 1, of article 1, of the Code, fixing the time of meeting of the General Assembly;

By Mr. Foster—

H. B. 545. To amend section 4853 of the Code;

Also,

H. B. 546. To regulate the trial of misdemeanors in the county of Macon;

Also,

H. B. 547. To authorize and empower the Commissioners Court of Macon county to establish and define districts in said county in which stock shall be prevented from running at large, and to provide for the enforcement of the orders of said court, establishing and defining said districts;

By Mr. Shackelford—

H. B. 548. To prohibit the sale of toy pistols in the State of Alabama;

By Mr. McIntyre—

H. B. 549. To amend section 4250 of the Code;

By Mr. Hall—

H. B. 550. To punish the commission of certain frauds;

By Mr. Hogue—

H. B. 551. To amend an act entitled an act to establish a new charter for the town of Marion, in the county of Perry, approved February 16, 1870;

By Mr. Reynolds, of Talladega—

H. B. 552. To extend the corporate limits of the city of Talladega;

By Mr. Browne, of Talladega—

H. B. 553. To amend section 21 of an act entitled an act to establish a new charter for the city of Talladega, and to repeal all acts in contravention therewith, approved March 1, 1860;

Also,

H. B. 554. To authorize the mayor and aldermen of the city of Talladega, to license and regulate hawkers, peddlers and itinerant dealers in merchandise;

By Mr. Jones—

H. B. 555. To secure the prompt payment of all moneys collected by the tax collector of Tallapoosa county to the State and county treasurers;

By Mr. Vines—

H. B. 556. To repeal section 403 of the Code, so far as it applies to the tax collector of Tallapoosa county;

By Mr. Brown, of Tuscaloosa—

H. B. 557. To levy taxes for the use of the State and the counties thereof;

(200 copies ordered printed).

Also,

H. B. 558. To provide for the assessment and collection of taxes in this State, for the use of the State and the counties thereof, and to define the duties of officers engaged about said assessment and collection of taxes;

(200 copies ordered printed).

By Mr. Beck, of Covington—

H. B. 559. To fix the compensation of managers of elections in Covington county;

By Mr. Moragne—

H. B. 560. To establish a separate school district to be known as the Gadsden Public School District;

By Mr. Burnett—

H. B. 561. To authorize the Court of County Commissioners of Conecuh county, to issue the bonds of said county for an amount not exceeding ten thousand dollars, for the purpose of building a court house in said county;

Were severally read once and ordered to a second reading on to-morrow.

Petitions were presented by Messrs. Tingle, Gere, Sanford and Jones, which were referred to the committee on temperance;

And by Messrs. McMillan and Russell, which were referred to the committee on county and county boundaries;

And by Mr. Pcwel, which was referred to special committee composed of members from Bullock and Pike counties.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

January 24, 1883.

*Mr. Speaker:*

The Senate has concurred in the House joint resolution raising a joint committee of five to notify the Governor of the re-assembling of the two Houses of the General Assembly;

Committee on the part of the Senate—Messrs. Brown and Oden.

WM. L. CLAY,  
Secretary.

Mr. Dowling asked leave to withdraw H. B. 141 from the committee on accounts and claims, which was granted, and the bill was laid on the table.

Mr. Foster introduced the following resolutions, which were adopted:

*Resolved*, That the State Treasurer is requested to communicate to the House at the earliest time practicable, the amount of money now in the treasury, with estimates of the amounts of receipts and ordinary disbursements during the balance of the current fiscal year.

*Resolved*, That the State Auditor is requested to communicate to this House at his earliest convenience, a detailed statement of the amounts for which warrents have been issued to the sheriffs of the several counties of this State, for feeding prisoners since the 1st day of October, 1881, with a summary of the same.

*Resolved*, That the committee on the judiciary is hereby instructed to make immediate investigation of the powers of the Governor, under the constitution and existing laws over the sheriffs of the State, to inquire into the propriety of additional legislation on that subject, to make report to the House as soon as practicable, by bill or otherwise.

Mr. Shackelford introduced the following resolution, which laid over under the rules:

*Resolved*, That the regular daily sessions of this House shall be as follows:

Meet at 10 a. m. and adjourn at 2, meet again at 4 p. m. and adjourn at pleasure.

The Speaker announced that

Mr. Sanford had been relieved from the chairmanship of the committee on penitentiary and criminal administration, at his own request, and that Mr. Wood had been assigned to the position.

The Speaker presented to the House a communication from His Excellency the Governor, announcing that Hon. J. J. Robinson of Chambers, had tendered his resignation as a member of the House and that the same had been accepted.

The chair announced that

Mr. Sanford had been assigned to the chairmanship of the special committee on Railroad Bond Indebtedness, in place of Mr. Robinson and that Mr. Shealy had been appointed a member of the same.

The chair also announced that Mr. Griffin had been assigned to the committee on judiciary, in place of Mr. Robinson, resigned.

#### REPORTS FROM STANDING COMMITTEES.

Mr. Wood, from the committee on the judiciary, reported a substitute for—

H. B. 49. To protect innocent purchaser without notice of mortgaged personal property, and to amend sections 2162 and 2170 of the Code;

Which was adopted.

The bill was ordered to a third reading forthwith; read a third time and passed---yeas 57, nays 15.

Yeas---Messrs. Speaker, Alexander, Avent, Avery, Beck of Covington, Beck of Wilcox, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clayton, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Grant, Griffin, Grisham, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hunt, John, Jones, Kimbrough, Lang, Langdon, Moragne, McDory, McIntyre, McMillan, Nevill, Orme, Porter, Purifoy, Raisler, Reynolds of Talladega, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Antauga, Sanford, Tingle, Vines, Walker, Watlington---57

Nays---Messrs. Anderson, Adkison, Berry, Dowling, Dunklin, Hogue, Maldon, Nesmith, Powell, Reynolds of Henry, Swan, Underwood of Colbert, Underwood of Franklin,, Wharton and Whitt---15.

Also, from the same committee, reported favorably to the bill---

H. B. 312. To provide the manner in which notice shall be given to non-resident defendants in attachment;

The bill was ordered to a third reading forthwith; read a third time and passed---yeas 66, nays 6.

Yeas---Messrs. Speaker, Alexander, Anderson, Armstrong, Avent, Beck of Covington, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Clark, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Gorce, Grisham, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, John, Jones, Kimbrough, Lang, Langdon, Moragne, Muldon, McAdory, McIntyre, Nevill, Orme, Porter, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Sanford, Tingle, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Wood, Wharton, Whitt---66.

Nays--- Messrs. Avery, Glover, Grant, Nesmith, Shackelford, Underwood of Colbert---6.

Also, from the same committee, reported favourably to the bill;

H. B. 389. To amend section 750 of the Code, so far as relates to the county of Butler;

The bill was ordered to a third reading forthwith; read a third time and passed---yeas, 64, nays, 3.

Yeas---Messrs. Speaker, Alexander, Anderson, Armstrong, Adkison, Avery, Beck of Covington, Beck of Wilcox, Brewer, Browne of Talladega, Broyles, Carmichael, Clark, Clayton, Dowling, Dunklin, Edwards, Ferrell, Garrett, Gere, Gorce, Glover, Haden, Hall, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, John, Jones, Kimbrough, Langdon, Moragne, Muldon, McAdory, McIntyre, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Simpson, Smith of Dallas, Smith of Autauga, Swan, Sanford, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Wood, Wharton, Whitt---64.

Nays---Messrs. Aderholt, Avent, Nevill---3.

Also, from the same committee, reported favorably to the bill---



H. B. 279. In relation to trials for misdemeanors in Walker county;

The bill was ordered to a third reading forthwith; read a third time and passed—yeas 64, nays 3.

Yeas—Messrs. Speaker, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Clark, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Grant, Grisham, Haden, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, John, Kimbrough, Lang, Langdon, Moragne, Muldon, McAdory, McIntyre, Nevill, Porter, Purillo, Reynolds of Henry, Russell, Sanford, Shackelford, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Sanford, Tingle, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Wood, Wharton, Whitt—64.

Nays—Messrs. Nesmith, Orme, Underwood of Colbert—3.

Also, from the same committee, reported favorably to the bill—

H. B. 96. To incorporate the Mountain Mills Manufacturing and Railroad Company;

The bill was ordered to a third reading forthwith: read a third time and passed—yeas 55, nays 1.

Yeas—Messrs. Speaker, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Dowling, Dunklin, Fuller, Garrett, Gere, Goree, Grant, Grisham, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, John, Jones, Kendrick, Kimbrough, Lang, Langdon, Muldon, McAdory, McIntyre, Purillo, Ratsler, Reynolds of Henry, Reynolds of Talladega, Russell, Shackelford, Shorter, Smith of Dallas, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood, of Franklin, Vines, Walker, Watlington, Wood, Wharton—55.

Nay—Mr. Simpson—1.

Also, from the same committee, reported a substitute to the bill—

H. B. 65. To amend an act entitled an act to amend section 2681 of the Code, approved March 1st, 1881;

The substitute was adopted.

The bill was ordered to a third reading forthwith; read a third time and passed---yeas 66, nays 2.

Yeas---Messrs. Speaker, Alexander, Anderson, Adkison, Avent, Avery, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Goree, Glover, Grant, Grisham, Haden, Hammonnd, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, John, Jones, Kendrick, Kimbrough, Lang, Langdon, Muldon, McAdory, Nevill, Porter, Powell, Puriloy, Raisler, Reynolds of Henry, Russell, Sanford, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Sanford, Tingle, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Wood, Wharton, Whitt---66.

Nays---Messrs. Shackelford, Underwood of Colbert---2.

Mr. Brown, of Tuscaloosa, offered the following resolution, which was adopted.

*Resolved*, That a special committee of five, of which the Speaker shall be a member, be appointed to take into consideration the propriety of fixing, by rule, the time of daily meetings and adjournments of this House, and report, by resolution or otherwise, at the earliest practicable moment.

Mr. Shackelford asked that his resolution on the same subject be referred to the same committee; so ordered.

The Speaker announced the following as the committee---Messrs. Brown, of Tuscaloosa, Shackelford, Ferrell, Brewer, and the Speaker.

On motion of Mr. Hawkins, of Jefferson, the House adjourned to 10 o'clock to-morrow.

## TWENTY-SIXTH DAY.

HOUSE OF REPRESENTATIVES,

THURSDAY, January 25, 1863.

The House met pursuant to adjournment.

Prayer by Rev. Dr. Shackelford, of the House.

On the call of the roll the following members answered to their names:

Messrs. Speaker, Aderholt, Alexander, Anderson, Arm-

strong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisbam, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, Orme, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmitb, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Sanford, Tutin, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Willett, Wood, Wharton, Whitt, Young of Marion—91.

The journal of yesterday was read and approved.

#### ENGROSSED BILLS.

#### HOUSE OF REPRESENTATIVES,

January 25, 1883.

*Mr. Speaker:*

The committee on engrossed bills have examined the following bills, and find them correctly engrossed, viz:

House bills numbers 389, 65, 312, 279, 96.

C. C. SHORTER,  
Chairman.

Mr. Brown, of Tuscaloosa, from a special committee, made the following report:

*Resolved*, That this House will hereafter meet daily at 9½ o'clock a. m., and adjourn at 2 o'clock p. m.

Mr. Muldon moved to insert 10, instead of 9½;

Which was lost;

The resolution was then adopted.

The Speaker announced that Mr. Armstrong had been assigned to the committee on fees and salaries, in place of Mr. Griffin, relieved at his own request;

Mr. John to committee on commerce and common carriers, in place of Mr. Robinson;

Mr. Hogue to committee on rules, in place of Mr. Robinson;

Mr. Moren had been appointed chairman of special committee to re-arrange the fifth judicial circuit, in place of Mr. Robinson; and

Mr. Vines is added to said committee.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

January 25, 1883.

*Mr. Speaker:*

The Senate has concurred in the House amendments to the bill—

S. B. 64. To amend section 2944 of the Code;

And has amended, as therein shown, and passed the bill—

H. B. 81. To amend section 4340 of the Code;

And has passed, without amendment, the bills—

H. B. 164. To amend section 2945 of the Code;

Also,

H. B. 88. To amend section 3976 of the Code;

Also,

H. B. 184. To amend an act entitled an act to require banks, bankers, insurance companies, and others engaged in the business of lending money, to give receipts for collaterals, approved February 12th, 1879.

W. L. CLAY,

Secretary.

The House concurred in the Senate amendment to the bill—

H. B. 81. To amend section 4340 of the Code;

Yeas 77, nays 0.

Yeas—Messrs. Speaker, Alexander, Anderson, Adkison, Avent, Ayery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Brewer, Browne of Talkalega, Brown of Tuscaloosa, Carmichael, Cochran, Clark, Clayton, Dowling, Dunklin, Edwards, Fuller, Garrett, Gere, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, Jobu, Jones, Kendrick, Kimbrough, Lang, Langdon, Moragne, Muldon, McAdory, McCall, McMillan, Nevill, Nesmith, Porter, Powell, Purifoy,

Reynolds of Henry, Reynolds of Talladega, Russell, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Sanford, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Wharton, Whitt, Young of Marion---77.

#### BILLS ON SECOND READING.

The bills—

H. B. 523. To preserve order at the Spring Hill campground, in the county of Butler;

H. B. 525. For the relief of Aneil Lee, a maimed soldier, of Butler county;

H. B. 526. For the relief of Jno. M. Henderson, a maimed soldier, of Butler county;

H. B. 533. For the relief of William S. Johnson;

H. B. 539. For the relief of Mary V. Anderson and Elizabeth M. Anderson, from disabilities of non-age;

H. B. 547. To authorize and empower the commissioners court of Macon county to establish and define districts in said county in which stock shall be prevented from running at large, and to provide for the enforcement of the orders of said court establishing and defining said districts;

H. B. 554. To authorize the mayor and aldermen of the city of Talladega to license and regulate hawkers, peddlers, and itinerant dealers in merchandise;

H. B. 559. To fix the compensation of managers of election in Covington county;

H. B. 561. To authorize the court of county commissioners of Conecuh county to issue the bonds of said county for an amount not exceeding ten thousand dollars, for the purpose of building a court house in said county;

Were severally read the second time, and referred to the committee on local legislation.

The bills—

H. B. 514. To provide a mansion for the Governor of Alabama;

H. B. 517. To amend paragraph 14 of section 494 of the Code;

H. B. 558. To provide for the assessment and collection of taxes in this State, for the use of this State and the counties thereof, and to define the duties of officers engaged about said assessment and collection of taxes;

H. B. 557. To levy taxes for the use of this State and the counties thereof;

Were severally read the second time, and referred to the committee on ways and means.

The bills—

H. B. 516. To amend section 712 of the Code;

H. B. 518. To amend section 2731 of the Code;

H. B. 519. To authorize proceedings in equity in certain cases of insolvency;

H. B. 520. To enforce more effectually the collection of taxes;

H. B. 521. To amend section 4683 of the Code;

H. B. 522. To amend section 5051 of the Code;

H. B. 527. To regulate the granting of letters testamentary or of administration in new counties;

H. B. 528. To amend section 2674 of the Code;

H. B. 530. To amend section 3279 of the Code;

H. B. 534. To exempt the organization of the grand and petit juries of the City Court of Selma, which were organized at the January term, 1883, from the provisions of an act to regulate the drawing and empanelling of grand and petit juries, in Dallas county, approved December 12, 1882;

H. B. 535. To amend an act to regulate the drawing and empanelling of grand and petit juries in Dallas county, approved December 12, 1882;

H. B. 538. For the prevention of cruelty to animals;

H. B. 540. To confer police powers upon the conductors of passenger trains, in this State, to provide a punishment for a neglect of their official duties, and for other purposes;

H. B. 542. Prescribing witness' fees in County Courts and mode of collecting the same, and to provide for the payment of State's witnesses where the costs are re-taxed;

H. B. 543. To define the powers of notaries public who are ex-officio justices of the peace;

H. B. 544. To amend section 32, of title 3, of chapter 1, of article 1, of the Code, fixing the time of meeting of the General Assembly;

H. B. 545. To amend section 4855 of the Code;

H. B. 546. To regulate the trial of misdemeanors in the county of Macon;

H. B. 548. To prohibit the sale of toy pistols in the State of Alabama;

H. B. 550. To punish the commission of certain frauds;

Were severally read the second time, and referred to the committee on the judiciary.

The bill—

H. B. 549. To amend section 4250 of the Code;

Was read the second time, and referred to the committee on public roads and highways.

The bills—

H. B. 531. To provide for the more equal disbursing of the public school funds in Dale county, and to require certain duties of school officers therein;

H. B. 560. To establish a separate school district to be known as the "Gadsden Public School District;"

Were severally read the second time, and referred to the committee on education.

The bill—

H. B. 556. To repeal section 103 of the Code, so far as it applies to the tax collector of Tallapoosa county;

Was read the second time, and referred to a special committee on the subject.

The bill—

H. B. 529. To amend section 4683 of the Code;

Was read the second time, and referred to the committee on penitentiary and criminal administration.

The bill—

H. B. 515. For the relief of G. D. Williams and the other heirs at law, of R. W. Williams, late of Barbour county, deceased;

Was read the second time and referred to the committee on accounts and claims.

The bill—

H. B. 551. To amend an act entitled an act to establish a new charter for the town of Marion, of the county of Perry, approved February 16, 1870;

Was read the second time and referred to special committee on the subject.

The bill—

H. B. 555. To secure the prompt payment of all moneys collected by the tax collector for Tallapoosa county to the State and county treasurers;

Was read the second time and referred to special committee on the subject.

The bill—

H. B. 537. To amend sub-divisions 4, 5, 6, 7, 8 and 9, of

an act to fix the time of holding the Circuit Courts in the sixth judicial circuit of the State of Alabama;

Was read the second time and referred to special committee from the sixth judicial circuit;

The bills—

H. B. 524. To fix the fees of justices in Butler county;

H. B. 532. For the relief of Richard H. Ramsey, ex-sheriff of Dale county;

Were severally read the second time and referred to the committee on fees and salaries.

The bills—

H. B. 553. To amend section 21 of an act entitled an act to establish a new charter for the city of Talladega, and to repeal all acts in contravention therewith, approved March 1, 1870;

H. B. 536. To incorporate the White Sulphur Springs Church, in DeKalb county, Alabama;

H. B. 552. To extend the incorporate limits of the city of Talladega;

H. B. 541. To authorize the Birmingham Rolling Mill Company to hold the annual meeting of the stockholders at Louisville, Kentucky;

Were severally read the second time and referred to the committee on corporations.

The bill—

H. B. 513. To preserve order at Wilkie Springs Camp Ground, in Barbour county;

Was read the second time and referred to the committee on temperance.

At the request of Mr. Hogue, a special committee of three, with permission to report at any time, was appointed to consider H. B. 551;

Committee—Messrs. Hogue, Fuller and Harris.

Also, at request of Mr. Jones, a committee of three was appointed to consider H. B. 555, with permission to report at any time;

Committee—Messrs. Jones, Vines and Nevill.

#### CALL OF COUNTIES.

On the call of the counties bills were introduced:

By Mr. Shorter—

H. B. 562. To exempt W. F. Soloman, of Barbour county,



from the payment of any license that may be imposed upon peddlers in this State;

By Mr. Wharton—

H. B. 563. To repeal an act to amend section 1633 of the Code, approved February 13, 1879, as to Blount, St. Clair and Elmore counties;

By Mr. Hammond—

H. B. 564. To authorize and require the Commissioners Court of Calhoun county, to investigate and inquire into the validity of a claim in favor of the sheriff of Calhoun county, for feeding prisoners who escaped jail during the month of October, 1882;

By Mr. Edwards—

H. B. 565. To authorize the Secretary of State to dispose of Smith's Condensed Reports;

By Mr. McCall—

H. B. 566. To refund to John A. Hammore the amount of expenses paid by him for receiving and bringing one W. L. Ellis from the State of Mississippi to Choctaw county, Alabama, on a charge of felony under a requisition of the Governor;

By Mr. Grant—

H. B. 567. To re-transfer to the Circuit Court of Clark county, all indictments transferred to the County Court under the act "In relation to the trial of misdemeanors in Tuscaloosa, and other counties therein named," approved March 19, 1875, when the judge of the County Court is incompetent to try the same;

Also,

H. B. 568. To repeal an act entitled an act to amend section 5025 of the Code, approved February 13, 1879, so far as the same relates to Clark county;

By Mr. Dowling—

H. B. 569. To make it unlawful for notary publics or justices of the peace, to sit in judgment or try any civil cause in which such officer is the employee of either plaintiff or defendant in the cause to be tried;

By Mr. John—

H. B. 570. To revise, renew and amend, the charter of the Cahaba River Bridge Company, granted February 29, 1848, and amendments thereto;

Also,

H. B. 571. To amend section 3927 of the Code;

By Mr. Clayton—

H. B. 572. To repeal an act entitled an act to prohibit the sale of spirituous, vinous or malt liquors, or other intoxicating beverages, in the counties of Etowah, Cherokee, DeKalb and Tallapoosa, approved February 28, 1881, so far as the same relates to DeKalb county ;

By Mr. Goree—

H. B. 573. To prohibit the sale of spirituous, vinous or malt liquors, within four miles of Deatsville station, in Elmore county ;

By Mr. Sanford—

H. B. 574. To amend section 3801 of the Code ;

By Mr. Adkison—

H. B. 575. To allow no compensation to inspectors and clerks of elections of Geneva county ;

By Mr. Hunt—

H. B. 576. To repeal sections 518, 519, 520 and 521, of the Code ;

By Mr. Hawkins, of Jefferson—

H. B. 577. In aid of the exercise of the power of disposal conferred on the Legislature of Alabama by the act of Congress of June 3, 1856, entitled an act granting public lands in alternate sections to the State of Alabama to aid in the construction of certain railroads in said State ;

Also,

H. B. 578. To amend an act to establish a new charter for the city of Birmingham, approved March 1, 1881 ;

Also,

H. B. 579. To define the jurisdiction of justices of the peace and of notaries public who are ex-officio justices of the peace of precinct 21, in Jefferson county, and to provide for service of all process from their courts ;

By Mr. Nesmith—

H. B. 580. To prevent the keeping of places called Blind Tiger, Wild Cat or Cat Hole, or other name, where spirituous liquors are disposed of, furnished or obtained, in violation or evasion of law ;

By Mr. Kendrick—

H. B. 581. To prohibit the sale of intoxicating liquors near institutions of learning ;

By Mr. Branch—

H. B. 582. To establish an educational institution for the colored deaf and dumb, and the blind ;

Also,

H. B. 583. To make licenses to do business transferable

and repealing section 491 of the Code, so far as it conflicts with the provisions of this act ;

Also,

H. B. 584. To prevent fence breaking animals from running at large ;

By Mr. Baker---

H. B. 585. To incorporate the town of Brownville ;

By Mr. Foster---

H. B. 586. To incorporate the Alabama Chemical and Mining Company ;

By Mr. Cochran---

H. B. 587. To amend section 499 of the Code ;

Also,

H. B. 588. To increase the powers of the mayor and aldermen of Huntsville ;

By Mr. Walker---

H. B. 589. To amend sections 8 and 9 of an act to secure the humane treatment of prisoners, approved December 6, 1880 ;

By Mr. Muldon---

H. B. 590. To appropriate the sum of seven thousand and five hundred dollars to be expended in the making of necessary repairs on the building belonging to the State of Alabama, located at Mobile, and known as the Medical College of Alabama ;

Also,

H. B. 591. To prevent the storage of guano or other substances of unpleasant odor, at or near certain places, or within or near certain limits therein named ;

Also,

H. B. 592. To amend section 4358 of the Code ;

Also,

H. B. 593. To amend section 4425 of the Code ;

Also,

H. B. 594. In relation to advances of moneys upon warehouse receipts, bonds, certificates of insurance, certificates of stock, certificates of deposit, bills of exchange and other negotiable instruments ;

Also,

H. B. 595. To prohibit the sale of toy pistols to minors ;

By Mr. Hamilton---

H. B. 596. To regulate the mode of selecting, drawing and empanelling grand and petit jurors for the county of Mobile ;

Also,

H. B. 597. To amend section 2 of an act to provide for the compensation of jurors in Mobile county, approved December 7, 1882;

Also,

H. B. 598. To amend section 2 of an act to amend an act entitled "an act to establish an inferior court of criminal jurisdiction for the county of Mobile, and to define the jurisdiction of said court, and the criminal jurisdiction of justices of the peace in said county;"

Also,

H. B. 599. To regulate the collection of debts secured by a pledge of personal property, or securities, by sale of the property or securities so in pledge;

Also,

H. B. 600. To assist the University of Alabama in providing additional room for students, and facilities for instruction;

By Mr. Langdon—

H. B. 601. To provide for quarantining Jersey cattle imported by George G. Duffie;

By Mr. Brewer—

H. B. 602. To amend section 3219 of the Code;

By Mr. McMillan—

H. B. 603. For the relief of Hugh T. Fountain;

By Mr. Shackelford—

H. B. 604. To amend sub-divisions 234 and 235 of section 494 of the Code;

By Mr. Orme—

H. B. 605. To preserve order at the Hill Chappel campground, Montgomery county, Alabama;

By Mr. Hogue—

H. B. 606. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors, or intoxicating bitters, at or within five miles of Scott's Station postoffice, Perry county, Alabama;

Also,

H. B. 607. To amend section 3659 of the Code of Alabama;

Also,

H. B. 608. To amend section 500 of the Code;

Also,

H. B. 609. To increase the jurisdiction of justices of the peace;

By Mr. Griffin—

H. B. 610. To amend section 4411 of the Code;

By Mr. Browne, of Talladega—

H. B. 611. To amend section 2252 of the Code;

Also,

H. B. 612. To repeal sections 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241 and 242 of the Code;

By Mr. Wood—

H. B. 613. To fix the fees of the circuit clerk of Tuscaloosa county, in civil cases;

By Mr. Dunklin—

H. B. 614. To empower Robert Perry, as guardian of John Bolling, a lunatic, and Samuel J. Bolling, to sell all the personal and real estate belonging to the estate of John Bolling, at public or private sale, as in their judgment they may think best for the interest of said estate;

By Mr. Kimbrough—

H. B. 615. To amend section 1562 of the Code;

By Mr. Garrett—

H. B. 616. To prohibit the sale of spirituous, vinous, or other intoxicating beverages, within two miles of Victoria Baptist church, in Coffee county;

By Mr. Hunt—

H. B. 617. To repeal an act entitled an act to prohibit the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors, within three miles of Woodville, in Jackson county;

Which were severally read once, and ordered to a second reading on to-morrow.

#### PETITIONS.

Petitions were presented by Messrs. Smith, of Dallas, Berry, Muhlon, Hamilton, Langdon and Graham, which were referred to committee on temperance; and by Mr. Puriloy, which was referred to the committee on county and county boundaries.

Mr. Shackelford offered the following resolution, which was adopted:

*Resolved*, That the committee on education be instructed to inquire into the management of the Normal Schools at Florence, Huntsville, Marion, and Tuskegee; whether they are conducted in accordance with the laws establishing them;

also, as to the propriety of increasing the number of trustees of the State Normal School at Florence, and having them more widely scattered through the State; also, the number of graduates or pupils of the Normal Schools who have engaged in teaching in the State; and to report by bill or otherwise.

Mr. Wood offered a—

612½. Joint memorial to Congress:

Which was referred to committee on federal relations.

#### SPECIAL COMMITTEE.

Mr. Dunklin, from special committee on subject, reported a substitute to the bill—

H. B. 388. To amend an act to fix the time of holding the circuit courts in the second judicial circuit, approved February 13, 1879;

The substitute was adopted.

The bill was ordered to a third reading forthwith; read a third time and passed—yeas 69, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Adkison, Avant, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Burnett, Broyles, Carmichael, Cochran, Clark, Dowling, Dunklin, Edwards, Garrett, Gotee, Graham, Grant, Gillin, Gresham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Hogue, Ingle, John, Jones, Kendrick, Kimbrough, Lang, McDary, McCall, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Wood, Wharton, Whitt, Young of Marion—69.

The bill was ordered forthwith to the Senate without engrossment.

The Speaker, at the request of Mr. Sanford, appointed a special committee of 5, to consider H. B. 537.

Committee—Messrs. Sanford, Wood, Nesmith, Gere, Hawkins of Jefferson.

#### REPORTS FROM STANDING COMMITTEES.

Mr. Hamilton, from the judiciary committee, reported favorably, with amendment, to the bill—

H. B. 104. To amend section 1515 of the Code.

The amendment was adopted.

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 68, nays 0.

Yeas—Messrs. Speaker, Alexander, Anderson, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Burnett, Brewer, Brown of Tuscaloosa, Broyles, Clark, Clayton, Dinklin, Edwards, Fuller, Garrett, Goree, Graham, Grant, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Moragne, McAdory, McCall, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Shackelford, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatun, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Wood, Whitt, Young of Marion—68.

Also, from the same committee, reported a substitute to the bill—

H. B. 110. To amend section 2678 of the Code.

The substitute was adopted.

The bill was ordered to a third reading forthwith; read a third time and passed—yeas 70, nays 5.

Yeas—Messrs. Speaker, Alexander, Anderson, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Broyles, Carmichael, Cochran, Clark, Clayton, Edwards, Fuller, Garrett, Goree, Glover, Graham, Grant, Griffin, Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, Muldon, McAdory, McMillan, Nevill, Nesmith, Porter, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Shealy, Simpson, Smith of Dallas, Smith of Autauga, Sanford, Tatun, Tingle, Thagard, Underwood of Colbert, Vines, Wood, Whitt, Young of Marion—70.

Nays—Messrs. Dowling, Shackelford, Swan, Watlington, Wharton—5.

Also, from the same committee, reported a substitute to the bill—

H. B. 171. To enable mortgagees and beneficiaries to

protect their interests by purchasing at sales under power in mortgages and deeds of trust.

The substitute was adopted.

The bill was ordered to a third reading forthwith; read a third time and passed---yeas 66, nays 1.

Yeas---Messrs. Alexander, Anderson, Adkison, Avent, Avery, Beck of Covington, Berry, Brewer, Browne of Talladega, Brown of Tuscaloosa, Cochran, Clark, Clayton, Dowling, Dunklin, Edwards, Fuller, Gere, Goree, Glover, Grant, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Langdon, Morague, Mildon, McAdory, McCall, McMillan, Nevill, Porter, Puriloy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Shackelford, Shealy, Simpson, Smith of Dallas, Swan, Sanford, Tingle, Thagard, Underwood of Franklin, Vines, Walker, Wallington, Wood, Wharton, Whitt, Young of Marion---66.

Nay---Mr. Underwood of Colbert---1.

Also, from the same committee, reported a substitute to the bill---

H. B. 124. To better secure the enforcement of the law in traffic of liquor;

Mr. Berry offered an amendment, which was adopted;

Mr. Shackelford offered an amendment, which was lost;

On motion of Mr. John, the bill was re-committed to the judiciary committee.

Also, from the same committee, reported favorably, with amendments, the bill---

H. B. 156. To amend section 1218 of the Code.

The amendments were adopted.

The bill was ordered to a third reading forthwith; read a third time and passed---yeas, 67, nays, 5.

Yeas---Messrs. Speaker, Adersholt, Alexander, Anderson, Adkison, Avery, Beck of Covington, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Edwards, Ferrell, Fuller, Garrett, Goree, Glover, Graham, Grant, Grisham, Haden, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, John, Jones, Kendrick, Kimbrough, Langdon, Mildon, McAdory, McIntyre, McCall, Nevill, Porter, Powell, Puriloy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of



Antauga, Swan, Sanford, Tatum, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Wharton---67.

Nays---Messrs. Griffin, Ingle, Moragne, Nesmith, Underwood of Colbert---5.

Also, from the same committee, reported a substitute to the bill---

H. B. 157. To punish the crime of dog stealing;

The substitute was adopted;

The bill was ordered to a third reading forthwith; read a third time and passed---yeas 59, nays 16.

Yeas---Messrs. Speaker, Aderholt, Alexander, Anderson, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Cochran, Clark, Ferrell, Fuller, Gere, Gorce, Graham, Grant, Grisham, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, John, Kimbrough, Lang, Langdon, Muldon, McAdory, McIntyre, McCall, Nesmith, Orme, Porter, Powell, Purifoy, Reynolds of Talladega, Russell, Sanford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Sanford, Underwood of Franklin, Vines, Walker, Whitt---57.

Nays---Messrs. Adkison, Baker, Clayton, Glover, Haden, Hunt, Jones, McMillan, Raisler, Reynolds of Henry, Swan, Tingle, Thagard, Underwood of Colbert, Watlington, Young of Marion---16.

Also, from the same committee, reported favorably to the bill---

H. B. 165. To amend section 3317 of the Code.

The bill was ordered to a third reading forthwith; read a third time and lost---yeas 28, nays 43.

The House adjourned until 9 1-2 o'clock to-morrow morning.

## · TWENTY-SEVENTH DAY.

HOUSE OF REPRESENTATIVES,

FRIDAY, January 26, 1883.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Avent, of the House.

On the call of the roll the following members answered to their names:

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Graham, Grant, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Sbealy, Simpson, Smith of Dallas, Smith of Autauga, Swan, Sanford, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Wood, Wharton, Whitt, Young of Marion—87.

The journal of yesterday was read and approved.

#### ENGROSSED BILLS.

#### HOUSE OF REPRESENTATIVES,

January 26, 1883.

*Mr. Speaker:*

The committee on engrossed bills have examined the following bills, and find them correctly engrossed, viz :

House bills numbers 171, 110, 104, 157, 156, 49.

C. C. SHORTER;

Chairman.

#### ENROLLED BILLS.

Mr. Brown, from the committee on enrolled bills, reported as correctly enrolled, the following bills, and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills:

H. B. 315. To amend section 34 of an act entitled an act to incorporate the Port of Mobile and to provide for the government thereof, approved February 11, 1879;

H. B. 81. To amend section 4340 of the Code;

H. B. 164. To amend section 2945 of the Code;

H. B. 88. To amend section 3976 of the Code ;

H. B. 184. To amend an act entitled an act to require banks, bankers, insurance companies, and others engaged in the business of lending money, to give receipts for collaterals, approved February 12th, 1879.

On motion of Mr. Shorter, the vote by which the bill--

H. B. 165. To amend section 3317 of the Code was lost on yesterday, was reconsidered, and the bill passed--yeas 53, nays 21.

Yeas--Messrs. Armstrong, Adkison, Avery, Beek of Wilcox, Burnett, Branch, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clark, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Grant, Grisham, Hall, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, McAdory, McIntyre, McCall, Powell, Purifoy, Reynolds of Talladega, Russell, Scarborough, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Sanford, Tatum, Tingle, Walker, Watlington, Wood--53.

Nays--Messrs. Speaker, Alexander, Anderson, Berry, Bibb, Brewer, Cochran, Clayton, Haden, Hamilton, Hunt, Muldon, Nevill, Nesmith, Raisher, Shackelford, Underwood of Colbert, Underwood of Franklin, Vines, Wharton, Young of Marion--21.

By leave, Mr. Wood withdrew the memorial to Congress from the committee on Federal relations, and had it referred to the committee on commerce and common carriers.

On motion of Mr. Brown, of Tuscaloosa, 100 additional copies of House bills 557 and 558 were ordered printed.

#### BILLS ON SECOND READING.

The bills--

H. B. 572. To repeal an act entitled an act to prohibit the sale of spirituous, vinous, or malt liquors, or other intoxicating beverages, in the counties of Etowah, Cherokee, DeKalb, and Tallapoosa, State of Alabama, approved February 28, 1881, so far as the same relates to beat No. 4, in DeKalb county;

H. B. 573. To prohibit the sale of spirituous, vinous, or malt liquors, within four miles of Deatsville Station, in Elmore county;

H. B. 580. To prevent the keeping of places called blind tiger, wild cat, or cat hole, or other name, where spirituous

liquors are disposed of, furnished, or obtained, in violation or evasion of law;

H. B. 581. To prohibit the sale of intoxicating liquors near institutions of learning;

H. B. 604. To amend sub-divisions 234 and 235 of section 494 of the Code;

H. B. 606. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors, or intoxicating bitters, at or within five miles of Scott's Station post-office, Perry county, Alabama;

H. B. 616. To prohibit the sale of spirituous, vinous or other intoxicating beverages, within two miles of Victoria Baptist Church, in Coffee county;

H. B. 617. To repeal an act entitled an act to prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, within three miles of Woodville, in Jackson county;

Were severally read the second time and referred to the committee on temperance.

The bills—

H. B. 562. To exempt Wm. T. Solomon, of Barbour county, from the payment of any license that may be imposed upon peddlers in this State;

H. B. 563. To repeal an act to amend section 1633 of the Code, approved February 13, 1879, acts 1878-79, page 218, as to Blount county;

H. B. 564. To authorize and require the Commissioners Court of Calhoun county to investigate and enquire into the validity of a claim in favor of the sheriff of Calhoun county, for feeding prisoners who escaped jail during the month of October, 1882;

H. B. 566. To refund to Jno. A. Hammore the amount of expenses paid by him for receiving and bringing one W. L. Ellis from the State of Mississippi to Choctaw county, Alabama, on a charge of felony, under a requisition of the Governor;

H. B. 568. To repeal an act entitled an act to amend section 5025 of the Code, approved February 13, 1879, so far as same relates to Clark county;

H. B. 575. To allow no compensation to inspectors and clerks of elections, in Geneva county;

H. B. 591. To prevent the storage of guano or other substance of unpleasant odor, at or near certain places, or within or near certain limits therein named;

H. B. 603. For the relief of Hugh T. Fountain;  
H. B. 605. To preserve order at the Hill Chappel campground, Montgomery county, Alabama;

H. B. 614. To empower Robert Perry, as guardian of John Bolling, a lunatic, and Samuel J. Bolling, to sell all the personal and real estate belonging to the estate of John Bolling, at public or private sale, as in their judgment they may think best for the interest of said estate;

Were severally read the second time, and referred to the committee on local legislation.

The bills—

H. B. 578. To amend an act to establish a new charter for the city of Birmingham, approved March 1, 1881;

H. B. 585. To incorporate the town of Brownville;

H. B. 586. To incorporate the Alabama Chemical and Mining Company;

H. B. 594. In relation to advances of moneys upon warehouse receipts, bonds, certificates of insurance, certificates of stock, certificates of deposit, bills of exchange and other negotiable instruments;

Were severally read the second time, and referred to the committee on corporations.

The bills—

H. B. 584. To prevent fence breaking animals from running at large;

H. B. 601. To provide for quarantining Jersey cattle imported by George G. Duffee;

H. B. 615. To amend section 1562 of the Code;

Were severally read the second time, and referred to the committee on agriculture.

The bills—

H. B. 587. To amend section 499 of the Code;

H. B. 588. To increase the powers of the mayor and aldermen of the city of Huntsville;

Were severally read the second time, and referred to special committee on subject.

The bills—

H. B. 610. To amend section 4411 of the Code;

H. B. 609. To increase the jurisdiction of justices of the peace;

H. B. 608. To amend section 500 of the Code;

H. B. 607. To amend section 3659 of the Code of Alabama;

H. B. 602. To amend section 3219 of the Code;

H. B. 595. To prohibit the sale of toy pistols to minors ;  
 H. B. 593. To amend section 4425 of the Code ;  
 H. B. 592. To amend section 4358 of the Code ;  
 H. B. 583. To make licenses to do business transferable and repealing section 491 of the Code, so far as it conflicts with the provisions of this act ;

H. B. 576. To repeal sections 518, 519, 520 and 521, of the Code ;

H. B. 574. To amend section 3801 of the Code ;

H. B. 571. To amend section 3927 of the Code ;

H. B. 569. To make it unlawful for notary publics or justices of the peace to sit in judgment or try any civil cause in which such officer is the employee of either plaintiff or defendant in the cause to be tried ;

H. B. 567. To re-transfer to the Circuit Court of Clark county, all indictments transferred to the County Court under the act "in relation to the trial of misdemeanors in Tascaloosa, and other counties therein named," approved March 19, 1875, when the judge of the County Court is incompetent to try the same ;

H. B. 565. To authorize the Secretary of State to dispose of Smith's Condensed Reports ;

H. B. 596. To regulate the mode of selecting, drawing and empanelling grand and petit jurors for the county of Mobile ;

H. B. 599. To regulate the collection of debts secured by a pledge of personal property, or securities, by sale of the property or securities so in pledge ;

H. B. 611. To amend section 2252 of the Code ;

Were severally read the second time, and referred to the committee on the judiciary.

The bills—

H. B. 597. To amend section 2 of an act to provide for the compensation of jurors in Mobile county, approved December 7, 1882 ;

H. B. 598. To amend section 2 of an act to amend an act entitled "an act to establish an inferior court of criminal jurisdiction for the county of Mobile, and to define the jurisdiction of said court, and the criminal jurisdiction of the justices of the peace in said county ;"

Were severally read the second time, and referred to the special committee composed of the Mobile delegation.

The bill—

H. B. 590. To appropriate the sum of seven thousand

five hundred dollars to be expended in the making of necessary repairs upon the building belonging to the State of Alabama, located at Mobile, and known as the Medical College of Alabama;

Was read the second time, and referred to the committee on appropriations.

The bill—

H. B. 600. To assist the University of Alabama in providing additional room for students, and facilities for instruction;

H. B. 582. To establish an educational institution for the colored deaf and dumb, and the blind;

Were severally read the second time, and referred to the committee on education.

The bill—

H. B. 579. To define the jurisdiction of justices of the peace and of notaries public who are ex-officio justices of the peace of precinct 21, in Jefferson county, and to provide for service of all process from their courts;

Was read the second time, and referred to special committee composed of the Jefferson delegation.

The bill—

H. B. 612. To repeal sections 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241 and 242 of the Code;

Was read the second time, and referred to committee on privileges and elections.

The bill—

H. B. 589. To amend sections 8 and 9 of an act to secure the humane treatment of prisoners, approved December 6, 1880;

Was read the second time, and referred to the committee on penitentiary and criminal administration.

The bill—

H. B. 577. In aid of the exercise of the power of disposal conferred on the Legislature of Alabama by the act of Congress of June 3, 1856, entitled an act granting public lands in alternate sections to the State of Alabama to aid in the construction of certain railroads in said State;

Was read the second time, and referred to the committee on federal relations.

The bill—

H. B. 613. To fix the fees of the circuit clerk of Tuscaloosa county, in civil cases;

Was read the second time, and referred to the committee on fees and salaries.

The bill---

H. B. 570. To revise, renew and amend the charter of the Cahaba River Bridge Company, granted February 29, 1848, and amendments thereto;

Was read the second time, and referred to the committee on mining and manufactures.

#### CALL OF THE COUNTIES.

On the call of the counties, bills were introduced:

By Mr. Wharton---

H. B. 618. For the relief of J. D. James, former sheriff of Blount county;

Also,

H. B. 618½. To provide for the compensation of sheriffs in seventh judicial circuit for attendance upon Chancery and Circuit Courts;

Also,

H. B. 619. To prevent the sale, giving away, or otherwise disposing of spirituous or malt liquors within three miles of Harmony church, in the county of Blount;

Also,

H. B. 620. To amend an act to amend section 5025 of the Code, so far as the same relates to the county of Blount;

By Mr. Armstrong---

H. B. 621. To amend the charter of the town of Union Springs;

By Mr. Powell---

H. B. 622. To amend an act approved December 12, 1882, and entitled an act to amend an act entitled an act for the protection of lands and plantations from depredations by stock in Bullock county, approved December 8th, 1880;

By Mr. Hammond---

H. B. 623. To authorize and empower the commissioners court of Calhoun county to allow increased pay to the circuit clerk for his services;

By Mr. Swan---

H. B. 624. To require railroad companies to construct stock-pits at places on lots or farms where fences may be located;

By Mr. Edwards---



H. B. 625. To provide the manner of claiming of exemptions by the widow and minor children of decedents when their estates are not subject to administration, and the enforcement of the same;

By Mr. Grant—

H. B. 626. To make appropriation to pay the costs in civil suits instituted by the State and in which the State is cast;

By Mr. Thagard—

H. B. 627. To establish a medical bureau of botanic physicians in Crenshaw county, and to prescribe its duties;

By Mr. Smith, of Dallas—

H. B. 628. To revise and extend the charter of the City Bank of Selma, and amend the provisions thereof;

By Mr. John—

H. B. 629. To amend section 4137 of the Code;

Also,

H. B. 630. To amend section 4153 of the Code;

By Mr. Berry—

H. B. 631. To authorize the warden of the penitentiary to lease the State farm, with twenty-five convicts, for ten years;

Also,

H. B. 632. To prescribe the mode of paying the salary of the judge of the City Court of Selma;

Also,

H. B. 633. For the relief of William J. Rountree, sheriff of Dallas county;

Also,

H. B. 634. To prevent fishing in the waters of Dallas county, except in the Alabama and Cahaba rivers;

By Mr. Underwood, of Franklin—

H. B. 635. To prohibit the sale or giving away of spirituous, vinous, or malt liquors, or other intoxicating bitters, in Pleasant Site beat, Franklin county;

By Mr. Avery—

H. B. 636. To amend an act for the preservation of game animals and birds in the counties of Mobile, Monroe, Baldwin, Marengo, Dallas, Lowndes, Hale, Montgomery, Clarke, Greene, Wilcox, Pike, Talladega, Pickens, Bibb, Autauga, Chilton, Clay and Jefferson, so as to change the dates for deer and turkeys;

By Mr. Nesmith—

H. B. 637. To prohibit the sale, or otherwise disposing

of spirituous, vinous, or malt liquors, within three miles of Ebenezer church, of the M. E. Church South, in Lamar county;

By Mr. Simpson—

H. B. 638. To amend section 3711 of the Code;

Also,

H. B. 639. To regulate and direct the place of holding the Chancery Court for the seventeenth district of the western division of the State of Alabama, composed of the county of Lawrence;

By Mr. Bibb—

H. B. 640. To secure medical aid, and to secure payment therefor;

Also,

H. B. 641. To protect fish in the counties of Landerdale, Colbert, Lawrence, Morgan, Limestone, Madison, Jackson and Marshall;

By Mr. Kimbrough—

H. B. 642. To repeal an act to prohibit the sale and giving away of whisky, or other intoxicating liquors, within six miles of the Baptist church in the village of McKinly, Marengo county;

By Mr. Young, of Marion—

H. B. 643. To authorize J. P. Ford to retail spirituous, vinous and malt liquors, without paying a State and county license;

By Mr. Hamilton—

H. B. 644. To amend section 3893 of the Code;

Also,

H. B. 645. To amend section 3219 of the Code;

Also,

H. B. 646. To amend sections 1329 and 1330, and repeal section 1331 of the Code;

Also,

H. B. 647. To repeal sections 518, 519, 520 and 521, of the Code;

Also,

H. B. 648. To authorize certain municipal officers of police to issue warrants of arrest;

By Mr. Muldon—

H. B. 649. To authorize the board of revenue and road commissioners of Mobile county to increase the compensation of the treasurer of Mobile county;

Also,

H. B. 650. To amend an act for the organization and discipline of the volunteer forces of Alabama, approved March 1, 1881 ;

By Mr. Orme—

H. B. 651. To amend sub-division 4, of section 31, article 3, of chapter 2, of an act entitled an act to organize and regulate a system of public instruction for the State of Alabama, approved February 7, 1879 ;

By Mr. Fuller—

H. B. 652. To repeal all laws prohibiting the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters, at or within Radfordsville beat, in Perry county, Alabama ;

By Mr. Browne, of Talladega—

H. B. 653. To require bulletin boards to be kept at railroad stations having telegraph offices ;

By Mr. Brown, of Tuscaloosa—

H. B. 654. To make an appropriation to pay the per diem and expenses of the special joint committee to revise the revenue laws of the State ;

By Mr. Goree—

H. B. 655. To repeal an act entitled an act to prohibit the sale of malt, vinous or spirituous liquors, or other intoxicating drinks, within three miles of the Central Institute, in the county of Elmore ;

By Mr. Hawkins, of Jefferson—

H. B. 656. To incorporate a company for the production and manufacture of iron and steel to be entitled the Alamet Iron Company ;

By Mr. McAdory—

H. B. 657. To prevent the deposit of dead animals, cutting, placing, or causing to be cut or placed, any timber in any streams of this State ;

Also,

H. B. 658. To amend section 4373 of the Code ;

Also,

H. B. 659. To amend sections 4352 of the Code ;

Also,

H. B. 660. To declare the legal effect of going security on official bonds ;

Were severally read once and ordered to a second reading on to-morrow.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

January 26th, 1883.

*Mr. Speaker :*

The Senate has amended as therein shown and passed the bill—

H. B. 105. To amend section 871 of the Code of Alabama, so as to include houses, or other buildings.

W. L. CLAY,  
Secretary.

On motion of Mr. John, the bill and amendment were referred to the judiciary committee.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

January 26, 1883.

*Mr. Speaker:*

The President has, in the presence of the Senate, signed the following bills, to which your signature is requested :

s. B. 59. To establish a new charter for the city of Gadsden;

s. B. 133. To incorporate the Gesner Mining and Smelting Company;

s. B. 64. To amend section 2944 as amended by an act entitled an act to amend section 2944 of the Code, approved February 8, 1881;

s. B. 72. To amend an act approved March 4, 1875, to incorporate the town of Elba, in Coffee county;

s. B. 62. To amend section 2591 of the Code;

s. B. 85. To regulate the terms of the courts in the first judicial circuit of Alabama.

WM. L. CLAY,  
Secretary.

The Speaker, in the presence of the House, immediately after their titles had been publicly read, signed the above bills.

## PETITIONS.

Petitions were presented by Messrs. Hawkins, of Shelby, and Baker, which were referred to the committee on temperance; and by Messrs. Graham and Brown of Talladega, which were referred to the committee on local legislation.

Mr. Barnett presented petitions for and against prohibition in Conecuh. Referred to temperance committee.

## REPORT OF SPECIAL COMMITTEES.

Mr. Ward, from a special committee, reported favorably to the bill—

H. B. 483. To regulate the fine and forfeiture fund of Tuscaloosa county;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 59, nays 0.

Yeas—Messrs. Aderholt, Avent, Avery, Beck of Covington, Burnett, Brown of Tuscaloosa, Carmichael, Cochran, Clark, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Grant, Griffin, Grisham, Haden, Hall, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingie, John, Jones, Kendrick, Kimbrough, Langdon, May, Muldon, McIntyre, Nevill, Nesmith, Porter, Powell, Purifoy, Raister, Reynolds of Henry, Russell, Sanford, Shackelford, Shealy, Simpson, Smith of Dallas, Swan, Sanford, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Wood, Whitt, Young of Marion—59.

The bill was ordered to the Senate forthwith without engrossment.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

January 26, 1883.

*Mr. Speaker:*

The Senate has originated and passed the following bills:

S. B. 138. To define some of the duties of the State Board of Health;

S. B. 147. To amend section 4410 of the Code (so as to require the defendant when convicted of unlawful or wanton

killing, disabling, distiguring, destroying, or injnring certain animals, to pay the fine in money);

s. B. 141. To amend section 1811 of the Code;

s. B. 175. To repeal an act to authorize the commissioners court, or court or board of county revenues of the counties of Marengo, Sumter, Montgomery, Hale, Dallas, Antauga, Wilcox, Lowndes, Russell, Monroe, Lawrence and Perry, to establish or abolish districts in which stock may be prevented from running at large, approved February 28, 1881, except in certain cases, so far as the county of Perry is concerned;

s. B. 149. To amend section 2097 of the Code.

W. L. CLAY,  
Secretary.

The bills whose titles are set forth in the above message, were severally read once and ordered to a second reading on to-morrow.

Mr. Sanford, from a special committee, reported substitute to the bill—

H. B. 537. The substitute was adopted, and on motion of Mr. John, was re-committed to the same committee;

Mr. Brown, from the committee on ways and means, reported favorably to the bill—

s. B. 8. To refund certain moneys paid for license to the State and counties.

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 67, nays 0.

Yeas—Messrs. Speaker, Aderholt, Avent, Avery, Beck of Covington, Beck of Wilcox, Brown of Tusculosa, Broyles, Carmichael, Cochran, Clark, Clayton, Dowling, Drunklin, Edwards, Ferrell, Fuller, Garrett Gere, Goree, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, John, Jones, Kendrick, Kimbrough, Langdon, May, Monrue, McIntyre, McCall, McMillan, Nesmith, Porter, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Scarborough, Shackelford, Shealy, Smith of Dallas, Smith of Antauga, Swan, Sanford, Tatam, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Wood, Wharton, Whitt, Young of Marion—67.

Also, from the same committee, reported favorably to the bill—

S. B. 11. To amend section 435 of the Code, as to the counties of Montgomery, Pickens, Sumter, Hale, Dallas, Barbour, Marengo, Jefferson and Perry.

On motion of Mr. Edwards, Chilton county was added to the bill—

Pending consideration of the above bill, the hour of 12 m. having arrived,

#### THE SPECIAL ORDER,

H. B. 17. To repeal sections 3286, 3287, and 3288 of the Code, was taken up, and

On motion of Mr. John, the vote by which the bill was ordered to a third reading was reconsidered, and withdrew the amendment offered by him relative to Dallas county.

Amendments were offered excluding Morgan, Bullock, Butler, and other counties.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

January 26, 1883.

*Mr. Speaker:*

The Senate has originated and passed the bill:

S. B. 211. Authorizing the mayor and aldermen of the city of Wetumpka to donate a certain street for county purposes;

And has ordered it forthwith to the House, without engrossment.

WM. L. CLAY,  
Secretary.

The Senate bill, the title of which is set forth in the above message, was read once, and ordered to a second reading on to-morrow.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

January 26, 1883.

*Mr. Speaker:*

The Senate has adopted a joint resolution raising a joint

committee to consider the crop lien law, and the propriety of substituting therefor the right to mortgage unplanted crops, with instructions to report by bill or otherwise.

Committee on part of Senate—

Messrs. Farnham and Davidson.

W. L. CLAY,  
Secretary.

The motion of Mr. Berry to postpone consideration of the above joint resolution to Monday next was lost;

Mr. Hammond moved to amend the joint resolution by adding eight members from the House and five from the Senate.

#### MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor, and 200 copies of the report of the commissioner, with accompanying documents, were ordered printed:

MONTGOMERY, ALA., Jan. 26, 1883.

*Gentlemen of the Senate and House of Representatives:*

Pursuant to the provisions of an act entitled "an act to provide for the adjustment, compromise and settlement of the indebtedness of the counties of Chambers, Randolph, Tallapoosa, Lee and Pickens, arising from bonds issued by said counties in payment of stock subscribed to the capital stock of railroad companies," enacted by the General Assembly, and approved December 7th, 1882, I herewith transmit to you the report of Robert H. Abercrombie, the commissioner appointed according to the provisions of said act.

E. A. O'NEAL,  
Governor.

The message and documents were referred to the special committee on railroad bond indebtedness.

Pending consideration of Senate joint resolution relative to appointment of joint committee, the House adjourned until 9½ o'clock to-morrow morning.



# TWENTY-EIGHTH DAY.

HOUSE OF REPRESENTATIVES,

SATURDAY, January 27, 1883.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Avent, of the House.

On the call of the roll the following members answered to their names:

Messrs. Speaker, Adcholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Grant, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Bourbon, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Puriloy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Shedy, Shorter, Simpson, Smith of Dallas, Smith of Antauga, Swan, Sanford, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—92.

The journal of yesterday was read and approved.

On motion of Mr. Simpson, the memorial to Congress in relation to aid for the St. Louis, Montgomery and Florida Railroad, was called up and made a special order for Wednesday, January 31st, 1883, at 12 m.

Mr. Wood asked and obtained unanimous consent to call up H. B. 27, and have it made special order for Tuesday, January, 30th, 12 m.

The chair announced as special committee to consider the bills H. B. 587 and 588, Messrs. Cochran, Swan and Simpson.

On motion of Mr. Berry, H. B. 208 was withdrawn from the judiciary committee and referred to the committee on education.

Mr. Graham was granted leave of absence for to-day.

## REPORT OF SPECIAL COMMITTEES.

Mr. Simpson, from a special committee, reported favorably to the bill—

H. B. 587. To amend section 499 of the Code;

Amendments were offered, including Marion, Birmingham, Talladega, Tuscaloosa, Greensboro', Camden, Enfield and Eutaw;

Pending consideration, on motion by Mr. Browne of Talladega, the bill and amendments were re-committed to the same committee.

Also, from the same committee, reported favorably to the bill—

H. B. 588. To increase the powers of the mayor and aldermen of the city of Huntsville;

The bill was ordered to a third reading forthwith; read a third time and passed—yeas 79, nays 0.

Yeas—Messrs. Speaker, Adelbalt, Alexander, Anderson, Avent, Avery, Berry, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Dowling, Drunklin, Edwards, Fuller, Garrett, Gere, Goree, Glover, Grant, Griffin, Grisham, Hadden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hunt, Ingle, John, Jones, Kendrick, Kinbrough, Lang, Langdon, May, McAdory, McIntyre, McCall, Nevill, Nesmith, Orme, Porter, Powell, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Antauga, Swan, Sanford, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—79.

The bill was ordered forthwith to the Senate without engrossment.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

January 27, 1883.

*Mr. Speaker:*

The Senate has originated and passed the following bills:

S. B. 174. To provide for the better enforcement of sections 4208 and 4445 of the Code;

S. B. 213. To authorize the administrator of the estate of Y. S. Hirschfelder, late of Conecuh county, deceased, to sell the lands of said estate at private sale ;

S. B. 90. To incorporate the Scottsville Manufacturing Company, and to allow said company to construct railways and tramways to connect with other railways ;

S. B. 204. To change the time of holding the Circuit Court in Bullock county.

W. L. CLAY,  
Secretary.

The bills, whose titles are set forth in the above message, were severally read once, and ordered to a second reading on to-morrow.

Mr. Powell, from special committee, reported favorably, with amendment, the bill---

H. B. 475. To repeal section 3 of an act to prevent the selling of vinous, spirituous or malt liquors, beverages or bitters, composed in whole or in part of such spirituous or malt liquors, in the county of Bullock, except by regularly licensed druggists, upon the prescription of licensed physicians, and to provide a local option law for the sale of such liquors, beverages or bitters in incorporated towns or cities in said county having a population of two hundred and fifty or more, approved February 28, 1881, and to amend the title of the same ;

The amendment was adopted ;

The bill was ordered to a third reading forthwith ; read a third time and passed---yeas 68, nays 1.

Yeas---Messrs Speaker, Aderholt, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Browne of Talladega, Carmichael, Cochran, Clark, Clayton, Dowling, Dunklin, Ferrell, Fuller, Garrett, Gere, Goree, Grant, Grisbam, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Hogue, Hunt, Ingle, Jones, Kendrick, Kimbrough, Lang, May, McIntyre, McCall, Nevill, Nesmith, Orme, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Antauga, Swan, Sanford, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Walker, Watlington, Wood, Wharton, Whitt, Young of Marion, Young of Pickens---68.

Nay---Mr. Berry.

The bill was ordered forthwith to the Senate without engrossment.

Mr. Sanford, from a committee, reported substitute to the bill---

H. B. 537. To fix the time of holding the Circuit Courts in the 6th judicial circuit, State of Alabama;

The substitute was adopted;

The bill was ordered to a third reading forthwith; read a third time and passed---yeas 74, nays 0.

Yeas---Messrs. Speaker, Aderholt, Alexander, Anderson, Adkison, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Branch, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Gere, Goree, Graham, Grant, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, McAdory, McIntyre, McCall, Nevill, Nesmith, Orme, Purter, Purifoy, Raisler, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Antauga, Swan, Sanford, Tatum, Tingle, Thagard, Underwood of Colbert, Vines, Walker, Watlington, Willett, Wood, Whitt, Young of Marion, Young of Pickens---74.

The bill was ordered forthwith to the Senate without engrossment.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

January 27, 1883.

*Mr. Speaker:*

The Senate has passed the bill---

H. B. 90. To amend an act entitled an act to prevent, in certain cases, the sale, exchange and transportation of cotton in the counties of Montgomery, Bullock, Dallas, Russell, Lowndes, Wilcox, Sumter, Antauga, and in beats Nos. 1, 2, 3, 4, 5, 6, 7, 8 and 9, of Hale county, and of cotton produced in said counties, approved February 1st, 1879, so as to embrace Brush creek beat, of Perry county, in the provisions of said act;

And has amended, as therein shown, and passed the bill---

H. B. 339. To require the payment of fines and forfeitures in Mobile county, in lawful money of the United States.

W. L. CLAY,

Secretary.

The Senate amendment to H. B. 339, was concurred in—yeas 65, nays 1.

Yeas—Messrs. Speaker, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Beck of Covington, Berry, Bibb, Branch, Brewer, Brown of Tuscaloosa, Carmichael, Cochran, Clark, Clayton, Crawford, Edwards, Ferrell, Fuller, Gere, Goree, Grant, Gristam, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Hogue, Ingle, John, Jones, Kimbrough, Lang, Langdon, McAdory, McIntyre, McCall, Nevill, Nesmith, Porter, Powell, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Antanga, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—65.

Mr. Hunt voted nay.

On motion of Mr. Goree, a special committee, composed of Messrs. Goree, Porter and Hogue, was appointed to consider S. B. 211.

#### BILLS ON SECOND READING.

The bills—

H. B. 624. To require railroad companies to construct stock pits at places on lots or farms, where fences may be located;

H. B. 625. To provide the manner of claiming of exemptions by the widow and minor children of decedents, when their estates are not subject to administration, and the enforcement of the same;

H. B. 628. To revive and extend the charter of the City Bank of Selma, and amend the provisions thereof;

H. B. 632. To prescribe the mode of paying the salary of the judge of the City Court of Selma;

H. B. 638. To amend section 3711 of the Code;

H. B. 641. To protect fish in the counties of Lauderdale, Colbert, Lawrence, Morgan, Limestone, Madison, Jackson and Marshall;

H. B. 643. To authorize J. P. Ford to retail spirituous, vinous and malt liquors without paying State and county license;

H. B. 644. To amend section 3893 of the Code;

H. B. 645. To amend section 3219 of the Code;

H. B. 646. To amend sections 1329 and 1330, and repeal section 1331 of the Code;

H. B. 647. To repeal sections 518, 519, 520 and 521 of the Code;

H. B. 629. To amend section 4137 of the Code;

H. B. 630. To amend section 4153 of the Code;

H. B. 660. To declare the legal effect of giving security on official bonds;

S. B. 147. To amend section 4410 of the Code;

S. B. 141. To amend section 1811 of the Code;

S. B. 149. To amend section 2097 of the Code;

S. B. 138. To define some of the duties of the State Board of Health;

Were severally read a second time and referred to the committee on judiciary.

The bill—

S. B. 175. To repeal an act to authorize the Commissioners Court, or court or board of county revenues of the counties of Marengo, Sumter, Montgomery, Hale, Dallas, Autauga, Wilcox, Lowndes, Russell, Monroe, Lawrence and Perry, to establish or abolish districts in which stock may be prevented from running at large, approved February 28, 1881, except in certain cases, so far as the county of Perry is concerned;

Was read the second time and referred to a special committee on the subject.

The bill—

H. B. 650. To amend an act for the organization and discipline of the volunteer forces of Alabama, approved March 1st, 1881;

Was read the second time and referred to the committee on the military.

The bills—

H. B. 623. To authorize and empower the Commissioners Court of Calhoun county, to allow increased pay to the circuit clerk for his services;

H. B. 633. For the relief of Wm. J. Rountree, sheriff of Dallas county;

Were severally read the second time and referred to the committee on fees and salaries.

The bills—

H. B. 619. To prevent the sale, giving away, or otherwise disposing of, spirituous or malt liquors within three miles of Harmony church, in the county of Blount;

H. B. 635. To prohibit the sale or giving away of spirit-

uous, vinous or malt liquors, or other intoxicating bitters, in Pleasant site beat, Franklin county;

H. B. 637. To prohibit the sale, or otherwise disposing of, spirituous, vinous or malt liquors, within three miles of Ebenezer Church, of the M. E. Church South, in Lamar county;

H. B. 642. To repeal an act to prohibit the sale and giving away of whisky, or other intoxicating bitters, within six miles of the Baptist Church in the village of McKinley, in Marengo county;

H. B. 652. To repeal all laws prohibiting the sale, giving away, or otherwise disposing of, spirituous, vinous or malt liquors, or intoxicating bitters, at or within Radfordsville beat, in Perry county, Alabama;

H. B. 655. To repeal an act entitled an act to prohibit the sale of malt, vinous or spirituous liquors, or other intoxicating drinks, within three miles of the Central Institute, in the county of Elmore;

Were severally read the second time and referred to the committee on temperance.

The bill—

S. B. 211. Authorizing the mayor and aldermen of the city of Wetumpka to donate a certain street for county purposes;

Was read the second time and referred to a special committee on the subject.

The bill—

H. B. 648. To authorize certain municipal officers of police to issue warrants of arrest;

Was read the second time and referred to the committee on corporations.

The bill—

H. B. 656. To incorporate a company for the production and manufacture of iron and steel, to be entitled the Alamet Iron Company;

Was read the second time and referred to the committee on mining and manufactories.

The bills—

H. B. 618. For the relief of J. D. James, former sheriff of Blount county, Alabama;

H. B. 618½. To provide for the compensation of sheriffs in the seventh judicial circuit for attendance upon Chancery and Circuit Courts;

H. B. 620. To amend an act to amend section 5025 of

the Code, so far as the same relates to the county of Blount;

H. B. 627. To establish a medical bureau of botanic physicians in Crenshaw county, and to prescribe its duties;

H. B. 634. To prevent fishing in the waters of Dallas county, except in the Alabama and Cahaba rivers;

H. B. 636. To amend an act for the preservation of game animals and birds in the counties of Mobile, Monroe, Baldwin, Marengo, Dallas, Lowndes, Hale, Montgomery, Clarke, Greene, Wilcox, Pike, Talladega, Pickens, Bibb, Autauga, Chilton, Clay and Jefferson, so as to change the dates for deer and turkeys;

H. B. 639. To regulate and direct the place of holding the Chancery Court for the seventeenth district of the western division of the State of Alabama, composed of the county of Lawrence;

Were severally read the second time, and referred to the committee on local legislation.

The bill---

H. B. 649. To authorize the board of revenue and road commissioners of Mobile county to increase the compensation of the treasurer of Mobile county;

Was read the second time, and referred to special committee composed of the Mobile delegation.

The bills---

H. B. 621. To amend the charter of the town of Union Springs;

H. B. 622. To amend an act approved December 12, 1882, and entitled an act to amend an act entitled an act for the protection of lands and plantations from depredations by stock in Bullock county, approved December 8th, 1880;

Were severally read the second time, and referred to special committee, composed of Bullock and Pike delegations.

The bills---

H. B. 626. To make an appropriation to pay the costs in civil suits instituted by the State and in which the State is cast;

H. B. 654. To make an appropriation to pay the per diem and expenses of the special joint committee to revise the revenue laws of the State;

Were severally read the second time, and referred to the committee on appropriation.

The bills---



H. B. 653. To require bulletin boards to be kept at railroad stations having telegraph offices;

H. B. 657. To prevent the deposit of dead animals, cutting, placing, or causing to be cut or placed, any timber in any streams of this State;

H. B. 658. To amend section 4373 of the Code;

H. B. 659. To amend sections 4352 of the Code;

Were severally read the second time, and referred to the committee on commerce and common carriers.

The bill---

H. B. 631. To authorize the warden of the penitentiary to lease the State farm, with twenty-five convicts, for ten years;

Was read the second time, and referred to the committee on penitentiary and criminal administration.

The bill---

H. B. 651. To amend sub-division 4, of section 31, article 3, of chapter 2, of an act entitled an act to organize and regulate a system of public instruction for the State of Alabama, approved February 7, 1879;

Was read the second time, and referred to the committee on education.

The bill---

H. B. 640. To secure medical aid, and to secure payment therefor;

Was read the second time, and referred to the committee on agriculture.

#### UNFINISHED BUSINESS.

The Senate joint resolution relative to the appointment of a joint committee to consider the crop lien law, was taken up;

And the amendment of Mr. Hammond to insert eight instead of five, and five instead of three, was adopted;

The resolution, as amended, was adopted.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

January 27, 1882.

*Mr. Speaker:*

The Senate has originated and passed the bill---

S. B. 228. To prohibit the manufacture, sale, giving away, or otherwise disposing of any spirituous, vinous, or malt liquors, or intoxicating bitters, or beverages of any kind, within the limits of the county of Jackson;

And has ordered the same to the House forthwith, without engrossment.

W. L. CLAY,  
Secretary.

#### FIRST SPECIAL ORDER.

The hour of 12 m. having arrived, the special order---

H. B. 403. To regulate the hiring and working of convicts in this State;

Was taken up; and

On motion of Mr. Wood, the bill and amendments were recommitted to the committee on penitentiary and criminal administration.

#### SECOND SPECIAL ORDER.

The second special order---

H. B. 205. Was postponed, and made the special order for January 29th, at 12 m.

On motion of Mr. Hawkins, of Barbour, the bill---

H. B. 17. To repeal sections 3286, 3287, 3288 of the Code;

Was laid on the table.

Mr. John asked and obtained unanimous consent to reconsider vote by which H. B. 265 was set for Monday, January 29th, and the bill was referred to a special committee, composed of the Dallas delegation.

Mr. Brown, of Talladega, by unanimous consent called up the bill---

H. B. 128. To regulate the payment of fines and forfeitures;

The amendment to make fines and forfeitures payable in lawful moneys of the United States, was adopted;

On motion of Mr. Brown, of Talladega, the bill was amended so as to apply only to Talladega and Cullman counties;

The amendment was adopted;

The bill was ordered to a third reading forthwith; read a third time, and passed--yeas 72, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Avent, Avery, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Dowling, Dunklin, Fuller, Gere, Goree, Glover, Grant, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrongh, Lang, May, Moragne, Muldon, McAdory, McIntyre, McCall, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Swan, Tatum, Thagard, Underwood of Colbert, Underwood of Franklin, Walker, Watlington, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—72.

The Speaker presented the following communication from the State Auditor:

MONTGOMERY, Jan. 27, 1883.

HON. W. F. FOSTER,

*Speaker of the House of Representatives:*

DEAR SIR—In response to the resolution adopted by the House of Representatives on the 24th instant, requesting the Auditor of Public Accounts to transmit to the House a detailed statement of the amount for which warrants have been issued to the sheriffs of the several counties of the State, for feeding prisoners since the first day of October, 1881, I have the honor to present the subjoined statement of the sums of money so expended to date.

Very respectfully,

J. M. CARMICHAEL,  
State Auditor.

The statement was referred to the committee on ways and means;

On motion of Mr. Brown, of Tuscaloosa, the *Advertiser* was requested to publish the statement.

By leave, Mr. Powell, from the committee on education, reported favorably to the bill—

R. B. 249. To constitute the town of Anniston a separate school district;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 68, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson,

Avent, Avery, Berry, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Cochran, Clark, Clayton, Dowling, Dunklin, Fuller, Gere, Goree, Grant, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Langdon, May, Moragne, Muldon, McAdory, McIntyre, McCall, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Sanford, Shackelford, Shealy, Simpson, Smith of Dallas, Swan, Tatum, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Willett, Wood, Young of Marion, Young of Pickens—68.

The bill was ordered forthwith to the Senate, without engrossment.

#### CALL OF THE COUNTIES.

On the call of the counties, bills were introduced:

By Mr. Sanford—

H. B. 661. To authorize the State to invest its surplus revenues in the adjustment and settlement of the indebtedness of the counties of Chambers, Lee, Pickens, Randolph, and Tallapoosa, incurred on account of stock subscribed to railroad companies;

By Mr. Edwards---

H. B. 662. To regulate the publication of legal notices in the county of Chilton;

By Mr. Vines---

H. B. 663. To amend section 1 of an act entitled an act to amend section 4109 of the Code, and to provide for its enforcement. Approved February 19, 1881;

By Mr. Tatum---

H. B. 664. To fix the salary of the Governor of Alabama;

By Mr. Powell---

H. B. 665. To amend sections 3, 4 and 6 of an act entitled an act to regulate the fine and forfeiture fund of certain counties, approved February 15, 1879, so far as the same applies to Bullock county;

By Mr. Dunklin---

H. B. 666. For the relief of J. B. Simpson, A. Lehman, James McFerran, Caswell Ellington, Job Thigpen and A. M. Crum, as sureties on the official bond of J. M. Thigpen, county superintendent of education of Butler county;

Also,

H. B. 667. To repeal an act to prohibit the sale, giving away or otherwise disposing of alcoholic, vinous, or other malt liquors within three miles of the Baptist Church of Garland, in Butler county;

By Mr. Shealy---

H. B. 668. To empower the judge of the county court of Chambers county, to appoint a prosecuting attorney for said county;

By Mr. Swan---

H. B. 669. To punish county officers for habitual intoxication;

By Mr. Edwards---

H. B. 670. To allow married women in certain cases to sue in their own names.

By Mr. Underwood, of Colbert---

H. B. 671. To authorize the superintendent of township 5, range 12 west, in Colbert county, to sell certain lands;

By Mr. John---

H. B. 672. To authorize the commissioners court of Macon county, to make an allowance to the treasurer of said county, in addition to the commissions to which he is now entitled;

By Mr. Sanford---

H. B. 673. To prevent the sale or exposing for sale diseased animals;

By Mr. Hawkins, of Jefferson---

H. B. 674. To amend section 6 of an act to authorize the corporate authorities to borrow money to erect a market house and city prison, and for sanitary purposes, and to issue bonds for the payment of the same;

Also,

H. B. 675. To provide for the trials of misdemeanors in the county courts when the judge thereof is incompetent;

Also,

H. B. 676. To refund to J. F. McClellan, of Jefferson county, \$33.00 expended by him in capturing and bringing to Jefferson county, one Howard Dowdell, charged with a felony and since convicted thereof;

Also,

H. B. 677. To refund to citizens of this State money paid out by them for license to peddle under sub-division 8, section 494, and three-fourths of money paid out by them for license to sell lager beer where full amount required to sell ardent spirits was paid;

Also,

H. B. 678. To amend section 519 of the Code ;

By Mr. McAdory---

H. B. 679. To constitute Beat No. 29 in Jefferson county a separate school district, and to provide for the maintenance of schools therein ;

By Mr. Nesmith---

H. B. 680. To prevent the issue and use of change bills, or orders in the nature of change bills, in the payment of the wages of laborers ;

By Mr. Simpson---

H. B. 681. To provide for the safe deposit of the funds of the State ;

Also,

H. B. 682. To amend section 3496 of the Code ;

By Mr. Kendrick---

H. B. 683. To amend sub-division K of section 5030 of the Code, in relation to fees of judges of probate ;

By Mr. Hall---

H. B. 684. To amend an act entitled an act to prohibit the owner of any horse, mule, ass, cow, hog, sheep or goat, from allowing any such animal to go at large off the premises of such owner, in Montgomery county, except certain portions enumerated and defined herein, and to prescribe a rule of damages and rules of practice in the trials of cases arising under this act, approved December 8, 1880.

By Mr. Hamilton---

H. B. 685. To extend the time in which John Fritz, Elisha P. Wilber, Robert Lockhart, Samuel Adams, Giles Edwards, or their assignees, may complete the organization of the Tuscaloosa Iron Company, a body corporate under the laws of the State of Alabama, and to validate all conveyances of realty made to said company by the stockholders therein, prior to the completion of said company's organization as herein provided for ;

By Mr. Muldon---

H. B. 686. For the relief of Edward P. Herpin, of the county of Mobile ;

Also, (by request)

H. B. 687. To prevent the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters or beverages within five miles of the rail-

way station house at Beaver's Meadow, in the county of Mobile;

By Mr. Hogue—

H. B. 688. To amend section 2364 of the Code;

By Mr. Willett—

H. B. 689. To amend section 1630 of the Code;

By Mr. Hawkins, of Shelby—

H. B. 690. To refund to R. H. Little, R. M. Pillgreen, and H. N. Mostillo, of Shelby county, Alabama, certain moneys paid out by them for license to deal in lager beer;

Also,

H. B. 691. To make Newton Eddings a citizen of Shelby county, Alabama;

By Mr. Aderholt—

H. B. 692. To regulate the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters, or patent medicines having alcohol as a basis, in the county of St. Clair;

By Mr. Wood—

H. B. 693. To amend an act entitled an act to revise and complete the geological and agricultural survey of Alabama;

By Mr. John—

H. B. 694. To aid and encourage education in the branches of learning, related to agriculture and the mechanic arts;

By Mr. Beck, of Covington—

H. B. 695. To repeal an act entitled an act to prohibit the sale of spirituous liquors, on west side of Conecuh river, in Beat No. 2, known as Fairfield Beat, approved February 28, 1881.

By Mr. Raisler—

H. B. 696. To regulate licenses of municipal corporations in this State;

Were severally read once, and ordered to a second reading on to-morrow.

#### PETITIONS.

Petitions were presented by Messrs. Whitt and Sanford, which were referred to the committee on temperance; and by Mr. Baker which was referred to committee on corporations, and by Mr. Burnett, which was referred to the committee on public roads and highways.

On motion of Mr. Brown of Tuscaloosa, the bill—

S. B. 11. To amend section 435 of the Code;

Pending at adjournment on yesterday, was taken up;

The bill was amended, by adding Mobile, Conecuh and Monroe;

The bill was ordered to a third reading forthwith; read a third time and passed—yeas 58, nays 0.

Yeas—Messrs. Speaker, Aderholt, Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Burnett, Branch, Brown of Tuscaloosa, Cochran, Clark, Clayton, Fuller, Garrett, Goree, Grant, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Muldon, McAdory, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Swan, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Wood, Whitt, Young of Marion, Young of Pickens—58.

#### REPORTS FROM STANDING COMMITTEES.

From the committee on ways and means:

Mr. Brown of Tuscaloosa, reported favorably to the bill—

H. B. 291. For the relief of Benj. H. Craig, of Dallas county;

The bill was ordered to a third reading forthwith; read a third time and passed—yeas 56, nays 2.

Yeas—Messrs. Speaker, Alexander, Anderson, Adkison, Baker, Beck of Wilcox, Berry, Bibb, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Clayton, Dowling, Edwards, Ferrell, Fuller, Gere, Glover, Grant, Grisham, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, John, Jones, Kimbrough, Langdon, Moragne, McAdory, McCall, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Samford, Shorter, Smith of Dallas, Tatum, Vines, Watlington, Wood, Whitt, Young of Pickens—56.

Messrs. Branch and Underwood of Colbert voted nay.

Also, from the same committee, reported favorably to the bill—

H. B. 285. To amend section 823 of the Code;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 65, nays 0.



Yeas—Messrs. Speaker, Alexander, Anderson, Armstrong, Adkison, Avent, Beck of Covington, Beck of Wilcox, Berry, Branch, Brewer, Brown of Tuscaloosa, Broyles, Clark, Clayton, Dowling, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Grant, Grisham, Haden, Hall, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Ingle, John, Jones, Kimbrough, May, Moragne, McIntyre, McCall, Nevill, Nesmith, Orme, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Thagard, Underwood, of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Young of Marion, Young of Pickens—65.

Mr. John, from the committee on privileges, and elections, reported favorably to the bill—

H. B. 53. To provide for the election of county commissioners of roads and revenues;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 51, nays 16.

Yeas—Messrs. Alexander, Anderson, Adkison, Beck of Wilcox, Berry, Branch, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Clayton, Dowling, Ferrell, Fuller, Gere, Goree, Grant, Hall, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, John, Kendrick, Kimbrough, Langdon, Moragne, McAdory, McIntyre, McCall, Nevill, Nesmith, Orme, Porter, Powell, Parifoy, Raisler, Reynolds of Talladega, Russell, Samford, Scarborough, Simpson, Smith of Dallas, Samford, Tatum, Thagard, Vines, Walker, Whitt—51

Nays—Messrs. Speaker, Bibb, Haden, Ingle, Lang, May, Reynolds of Talladega, Shackelford, Shorter, Swan, Underwood of Colbert, Underwood of Franklin, Willett, Wharton, Young of Marion, Young of Pickens—16.

Also, from the same committee, reported favorably to the bill---

H. B. 245. To include the county of Cullman in the seventh Congressional district of Alabama;

The bill was ordered to a third reading forthwith; read a third time and passed—yeas 71, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Dowling, Fuller, Garrett, Gere, Goree, Glover, Grant, Grisham, Haden,

Hall, Hamilton, Hammond Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrongh, Lang, Langdon, May, Moragne, Muldon, McIntyre, McCall, Nevill, Nesmith, Orne, Porter, Powell, Reynolds of Henry, Russell, Samford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Sanford, Tatum, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—71.

Also, from the same committee, reported favorably to the bill—

H. B. 246. To include the county of Cullinan in the third Senatorial district of Alabama;

The bill was ordered to a third reading forthwith; read a third time.

The House adjourned to Monday morning, 9 1-2 o'clock.

## TWENTY-NINTH DAY.

### HOUSE OF REPRESENTATIVES,

MONDAY, January 29, 1883.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Howell.

On the call of the roll the following members answered to their names:

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowl-  
ing, Drunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrongh, Langdoo, May, Moragne, Muldon, McAdory, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dal-

las, Smith of Autauga, Swau, Sauford, Tatum, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—92.

The journal of Saturday was read and approved.

Indefinite leave of absence was granted Messrs. Tingle and Long, on account of sickness.

#### ENGROSSED BILLS.

#### HOUSE OF REPRESENTATIVES,

January 29, 1883.

*Mr. Speaker:*

The committee on engrossed bills have examined the following bills, and find them correctly engrossed, viz :

House bills numbers 53, 128, 245, 291, 165.

MAC. A. SMITH,  
Chairman.

#### ENROLLED BILLS.

Mr. Browne, of Talladega, from committee on enrolled bills, reported as correctly enrolled the following bills, and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills, viz :

H. B. 90. To amend an act entitled an act to prevent in certain cases the exchange and transportation of cotton in the counties of Montgomery, Bullock, Dallas, Russell, Lowndes, Wilcox, Sumter, Autauga, and in beats numbers one, two, three, four, five, six, seven, eight and nine, of Hale county, and of cotton produced in said counties, approved February 1st, 1879, so as to embrace Brush Creek beat, of Perry county, in the provisions of said act;

H. B. 339. To require the payment of fines and forfeitures in Mobile county in lawful money of the United States.

Mr. Simpson offered a resolution relative to changing the regular order of business, which was laid over until tomorrow.

#### REPORTS OF SPECIAL COMMITTEES.

By leave, Mr. Langdon, from special committee, reported favorably to the bill—

H. B. 597. To amend section 2 of an act to provide for the compensation of jurors in Mobile county, approved December 7th, 1882;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 69, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Avent, Avery, Beck of Covington, Beck of Wilcox, Branch, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Dowling, Dunklin, Edwards, Fuller, Gere, Gorce, Graham, Grant, Grisham, Haden, Hall, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Harris, Hogue, Hunt, Ingle, John, Jones, Kimbrough, Langdon, Moragoe, Muldon, McAdory, McCall, McMillan, Nevill, Nesmith, Porter, Powell, Raisler, Reynolds of Talladega, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Swan, Sanford, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Viues, Walker, Williams, Willett, Young of Marion, Young of Pickens—69.

Also, from the same committee, reported favorably to the bill—

H. B. 649. To authorize the board of revenue and road commissioners of Mobile county to increase the compensation of the treasurer of Mobile county;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 64, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Avent, Avery, Beck of Covington, Berry, Branch, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Dowling, Dunklin, Edwards, Fuller, Gere, Gorce, Graham, Grant, Grisham, Haden, Hall, Hawkins of Barbour, Harris, Hogue, Hunt, Ingle, Jones, Kendrick, Kimbrough, Langdon, Muldon, McCall, Nevill, Nesmith, Orme, Powell, Raisler, Reynolds of Henry, Reynolds of Talladega, Sanford, Scarborough, Shackelford, Shealy, Shorter, Smith of Dallas, Swan, Sanford, Tatum, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—64.

Also, from same committee, reported favorably to the bill—

H. B. 598. To amend section 2 of an act to amend an act entitled an act to establish an inferior court of criminal jurisdiction for the county of Mobile, and to define the

jurisdiction of said court, and the criminal jurisdiction of the justices of the peace in said county;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 62, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Branch, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Dowling, Dunklin, Edwards, Fuller, Gere, Gorce, Grant, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kimbrough, Langdon, Morague, Muldon, McAdory, McIntyre, McCall, Nevill, Nesmith, Porter, Raisler, Reynolds of Henry, Russell, Scarborough, Shackelford, Shorter, Smith of Dallas, Smith of Antauga, Swan, Sanford, Tatum, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Williams, Willett, Whitt, Young of Marion, Young of Pickens—62.

#### MESSAGE FROM THE SENATE.

##### SENATE CHAMBER,

January 29, 1883.

*Mr. Speaker :*

The President has, in the presence of the Senate, signed the following bill, to which your signature is requested:

s. B. 8. To refund certain moneys paid for license to the State and counties.

W. L. CLAY,  
Secretary.

The Speaker, in the presence of the House, immediately after its title had been publicly read, signed the bill, s. B. 8, whose title is set forth in the above message.

Mr. Hogue, from a special committee, reported favorably to the bill—

H. B. 551. To amend an act entitled an act to establish a new charter for the town of Marion, in the county of Perry, approved February 16th, 1870;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 58, nays 0.

Yeas—Messrs. Speaker, Aderholt, Anderson, Armstrong,

Adkison, Avent, Avery, Baker, Beck of Wilcox, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Cochran, Clayton, Dowling, Ferrell, Fuller, Gere, Gorce, Glover, Griffin, Haden, Hawkins of Shelby, Harris, Hogue, Hunt, John, Jones, McIntyre, McCall, Nevill, Nesmith, Porter, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Swan, Sanford, Tatum, Underwood of Colbert, Underwood of Franklin, Vines, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—58.

# MESSAGE FROM THE SENATE.

SENATE CHAMBER,

January 29, 1883.

*Mr. Speaker :*

The Senate has concurred in the House amendment to the Senate joint resolution relative to the crop lien law, and the President has appointed these additional members on the committee:

Messrs. Gardner, Jones and Shelby;

And has amended as therein shown, and passed the bills—

H. B. 70. To allow the sheriff of Crenshaw, Conecuh and Chilton counties the same compensation for executing process of any kind in the justice court as is now allowed by law for same service in the Circuit Court;

And,

H. B. 397. To amend section three (3) of an act entitled an act to incorporate the town of Cherokee, in Colbert county, approved December 7, 1871.

WM. L. CLAY,  
Secretary.

The Senate amendments to H. B. 70 were concurred in—yeas 58, nays 0.

Yeas—Messrs. Speaker, Aderholt, Anderson, Armstrong, Adkison, Avery, Beck of Covington, Beck of Wilcox, Berry, Brown of Tuscaloosa, Clark, Clayton, Dowling, Dunklin, Fuller, Gere, Gorce, Graham, Griffin, Haden, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, Jones, Kendrick, Kimbrough, May, McAdory, McIntyre, McCall, Nevill, Porter, Powell,

Purifoy, Raisler, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Swan, Thagard, Underwood of Franklin, Vines, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—58.

The Senate amendment to the bill—

H. B. 397. Was concurred in—yeas 56, nays 0.

Yeas—Messrs. Speaker, Armstrong, Adkison, Avent, Avery, Baker, Beck of Wilcox, Bibb, Branch, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Dowling, Dunklin, Ferrell, Fuller, Gere, Goree, Graham, Grant, Griffin, Grisham, Haden, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kimbrough, May, McIntyre, Nevill, Nesmith, Powell, Purifoy, Russell, Shealy, Shorter, Simpson, Swan, Sanford, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Williams, Wharton, Whitt, Young of Marion, Young of Pickens—56.

The Speaker announced the following joint committee to consider the crop lien law:

Messrs. Simpson, Hammond, Nesmith, of Autauga, John, Hawkins, of Barbour, Griffin and Hamilton.

Mr. Brown, from the committee on ways and means, reported favorably with amendments, to the bill—

H. B. 557. To levy taxes for the use of this State and the counties thereof;

On motion of Mr. Gere, the bill and amendments were postponed and made special order for Wednesday next, at 12 1-2 p. m., and from time to time thereafter, until disposed of.

On motion of Mr. Berry, H. B. 377, was withdrawn from the committee on local legislation and referred to the committee on the judiciary.

Mr. Armstrong, from a special committee, reported favorably to the bill—

H. B. 621. To amend the charter of the town of Union Springs;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 56, nays 0.

Yeas—Messrs. Speaker, Aderholt, Anderson, Armstrong, Adkison, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Burnett, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Dowling, Edwards, Ferrell, Fuller, Gere, Goree, Grant, Grisham, Hamilton, Hammond, Hawkins of

Shelby, Harris, John, Jones, Kendrick, Kimbrough, Morange, McCall, Nevill, Nesmith, Porter, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Shealy, Shorter, Simpson, Smith of Dallas, Swan, Sanford, Thagard, Underwood of Colbert, Vines, Williams, Willett, Whitt, Young of Marion, Young of Pickens—56.

Mr. Berry introduced a resolution, which was laid over until to-morrow, relative to a change of the rules.

#### UNFINISHED BUSINESS.

The unfinished business, the bill pending at adjournment on yesterday ;

H. B. 246. To include the county of Cullman in the Third Senatorial District, was taken up and passed—yeas 65, nays 0.

Yeas—Messrs. Speaker, Anderson, Armstrong, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Cochran, Clark, Clayton, Dunklin, Edwards, Fuller, Gere, Goree, Grant, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kimbrough, Langdon, Moragne, McAdory, McIntyre, McCall, Nevill, Orme, Porter, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Shackelford, Shealy, Shorter, Smith of Dallas, Smith of Autauga, Swan, Sanford, Tatum, Thagard, Underwood of Colbert, Vines, Walker, Williams, Young of Marion, Young of Pickens—65.

#### BILLS ON SECOND READING.

The bills---

H. B. 664. To fix the salary of the Governor of Alabama ;

H. B. 665. To amend sections 3, 4 and 6 of an act entitled an act to regulate the fine and forfeiture bond of certain counties, approved February 15, 1879, so far as the same applies to Bullock county ;

H. B. 672. To authorize the commissioners court of Macon county, to make an allowance to the treasurer of said county, in addition to the commissions to which he is now entitled ;

H. B. 683. To amend sub-division K of section 5030 of the Code, in relation to fees of judges of probate ;



Were severally read the second time and referred to the committee on fees and salaries.

The bills---

H. B. 676. To refund to J. F. McClellan, of Jefferson county, \$33.00 expended by him in capturing and bringing to Jefferson county, one Howard Dowdell, charged with a felony and since convicted thereof;

H. B. 677. To refund to citizens of this State money paid out by them for license to peddle under sub-division 8, section 494, and three-fourths of money paid out by them for license to sell lager beer where full amount required to sell ardent spirits was paid;

Were severally read the second time and referred to the committee on accounts and claims.

The bills---

H. B. 690. To refund to R. H. Little, R. M. Pillgreen, and H. N. Mostillo, of Shelby county, Alabama, certain moneys paid out by them for license to deal in lager beer;

H. B. 686. For the relief of Edward P. Herpin, of the county of Mobile;

Were severally read the second time and referred to the committee on appropriations.

The bills---

H. B. 671. To authorize the superintendent of township 5, range 12 west, in Colbert county, to sell certain lands;

H. B. 679. To constitute Beat No. 29 in Jefferson county a separate school district, and to provide for the maintenance of schools therein;

H. B. 694. To aid and encourage education in the branches of learning, related to agriculture and the mechanic arts;

Were severally read the second time and referred to the committee on education.

The bills---

H. B. 662. To regulate the publication of legal notices in the county of Chilton;

H. B. 666. For the relief of J. B. Simpson, A. Lehman, James McFerrin, Caswell Ellington, Job Thigpen and A. M. Crum, as sureties on the official bond of J. M. Thigpen, county superintendent of education of Butler county;

H. B. 691. To make Newton Eddings a citizen of Shelby county, Alabama;

H. B. 681. To repeal an act entitled an act to regulate

the trial of misdemeanors in Madison county, approved February 9, 1877 ;

Were severally read once and referred to the committee on local legislation.

The bill---

H. B. 663. To amend section 1 of an act entitled an act to amend section 4109 of the Code, and to provide for its enforcement, approved February 19, 1881 ;

Was read the second time and referred to the committee on penitentiary and criminal administration.

The bill---

H. B. 689. To amend section 1630 of the Code ;

Was read the second time and referred to the committee on public roads and highways.

The bill---

H. B. 684. To amend an act entitled an act to prohibit the owner of any horse, mule, ass, cow, hog, sheep or goat, from allowing any such animal to go at large off the premises of such owner, in Montgomery county, except certain portions enumerated and defined herein, and to prescribe a rule of damages and rules of practice in the trials of cases arising under this act, approved December 8, 1880 ;

Was read the second time, and referred to a special committee, composed of the Montgomery delegation, with leave to report at any time.

H. B. 667. To repeal an act to prohibit the sale, giving away, or otherwise disposing of alcoholic, vinous or other malt liquors within three miles of the Baptist Church of Garland, in Butler county ;

H. B. 669. To punish county officers for habitual intoxication ;

H. B. 687. To prevent the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters or beverages within five miles of the railway station house at Beaver's Meadow, in the county of Mobile ;

H. B. 692. To regulate the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters, or patent medicines having alcohol as a basis, in the county of St. Clair ;

H. B. 695. To repeal an act entitled an act to prohibit the sale of spirituous liquors, on west side of Coucuh river,

in Beat No. 2, known as Fairfield Beat, approved February 28, 1881;

S. B. 228. To prohibit the manufacture, sale, giving away, or otherwise disposing of any spirituous, vinous, or malt liquors, or intoxicating bitters, or beverages of any kind, within the limits of the county of Jackson;

Were severally read the second time and referred to the committee on temperance.

The bill--

H. B. 661. To authorize the State to invest its surplus revenues in the adjustment and settlement of the indebtedness of the counties of Chambers, Lee, Pickens, Randolph, and Tallapoosa, incurred on account of stock subscribed to railroad companies;

Was read the second time and referred to the special committee on railroad bonded indebtedness.

The bill--

S. B. 90. To incorporate the Scottsville Manufacturing Company, and to allow said company to construct railways and trainways to connect with other railways;

Was read the second time and referred to the committee on corporations.

The bills--

H. B. 688. To amend section 2364 of the Code;

H. B. 668. To empower the judge of the county court of Chambers county, to appoint a prosecuting attorney for said county;

H. B. 670. To allow married women in certain cases to sue in their own names;

H. B. 673. To prevent the sale or exposing for sale diseased animals;

H. B. 674. To amend section 6 of an act to authorize the corporate authorities of the city of Birmingham to borrow money to erect a market house and city prison, and for sanitary purposes, and to issue bonds for the payment of the same;

H. B. 675. To provide for the trials of misdemeanors in the county courts when the judge thereof is incompetent;

H. B. 678. To amend section 519 of the Code;

H. B. 680. To prevent the issue and use of change bills, or orders in the nature of change bills, in the payment of the wages of laborers;

H. B. 681. To provide for the safe deposit of the funds of the State;

H. B. 682. To amend section 3496 of the Code;

S. B. 213. To authorize the administrator of the estate of Y. S. Hirschfelder, late of Conecuh county, deceased, to sell the lands of said estate at private sale;

S. B. 174. To provide for the better enforcement of sections 4208 and 4445 of the Code;

S. B. 204. To change the time of holding the Circuit Court in Bullock county;

Were severally read the second time and referred to the committee on the judiciary.

The bill—

H. B. 685. To extend the time in which John Fritz, Elisha P. Wilber, Robert Lockhart, Samuel Adams, Giles Edwards, or their assignees, may complete the organization of the Tuscaloosa Iron Company, a body corporate under the laws of the State of Alabama, and to validate all conveyances of realty made to said company by the stockholders therein, prior to the completion of said company's organization as herein provided for;

Was read the second time and referred to the committee on corporations.

The bill—

H. B. 696. To regulate licenses of municipal corporations in this State;

Was read the second time and referred to the committee on ways and means.

The bill—

H. B. 693. To amend an act entitled an act to revise and complete the geological and agricultural survey of Alabama;

Was read the second time and referred to the committee on mining and manufacturing.

#### CALL OF THE COUNTIES.

On a call of the counties, bills were introduced—

By Mr. Smith of Autauga—

H. B. 697. To amend section 7 of an act entitled an act to regulate the fine and forfeiture fund of certain counties, approved February 13, 1879;

By Mr. Shorter—

H. B. 698. To amend sections 1, 2 and 3 of an act entitled an act to authorize the Commissioners Court of Barbour county to establish or abolish districts in which stock

may be prevented from running at large, approved December 12, 1882, and to change the title of said act ;

By Mr. McCall—

H. B. 699. To prevent the sale of vinous, spirituous or malt liquors in the county of Obocataw, except by regularly licensed physicians, and to provide penalties for the violation thereof ;

By Mr. Dowling—

H. B. 700. To amend section 5047 of the Code, and regulate solicitors' fees ;

By Mr. John—

H. B. 701. To amend an act to incorporate the Southern University, at Greensboro', in the county of Greene, and for other purposes, passed January 25, 1856 ;

Also—

H. B. 702. To repeal an act to authorize the Commissioners Court, or court or board of county revenues of the counties of Marengo, Sumter, Montgomery, Hale, Dallas, Autauga, Wilcox, Lowndes, Russell, Monroe, Lawrence and Perry, to establish or abolish districts in which stock may be prevented from running at large, so far as the same relates to Dallas county ;

Also—

H. B. 703. To amend section 4849 of the Code ;

By Mr. Gore—

H. B. 704. To amend section 1 of an act entitled an act for the preservation of game animals and birds in the counties of Mobile, Monroe, Marengo, Baldwin, Dallas, Lowndes, Hale, Montgomery, Clarke, Green, Wilcox, Pike, Talladega, Pickens, Bibb, Autauga, Chilton, Clay and Jefferson ;

By Mr. Sanford—

H. B. 705. To amend sections 3605 and 3700 of the Code ;

Also,

H. B. 706. To amend section 3606 of the Code ;

By Mr. Hawkins of Jefferson—

H. B. 707. For the relief of O. M. Smith, late tax collector of Jefferson county ;

By Mr. Simpson—

H. B. 708. To repeal an act to incorporate the town of Waterloo, in Lauderdale county, approved February 26, 1872 ;

Also—

H. B. 709. To protect defendants in certain cases ;

By Mr. Scarborough---

H. B. 710. To amend section 1476 of the Code;

By Mr. Cochran---

H. B. 711. To alter and amend the charter of the city of Huntsville, as established by an act approved March 3, 1870, entitled an act to establish a new charter for the city of Huntsville, and an act approved February 13, 1871, entitled an act to amend an act to establish a new charter for the city of Huntsville;

By Mr. Kimbrough---

H. B. 712. To amend an act to secure the keeping in repair and closing gates erected across public roads;

By Mr. Walker---

H. B. 713. To repeal an act to amend section 5030 of the Code, so far as the same relates to certain counties, approved, February 13, 1879;

By Mr. May--

H. B. 714. To regulate the mode of collecting the taxes of Marshall county;

By Mr. Hamilton---

H. B. 715. To authorize married women to become sole traders, and in their own name to transact business;

Also---

H. B. 716. To define the separate estates of married women, and their capacity to contract in reference to such estates;

By Mr. Muldon---

H. B. 717. To incorporate the Bienville Water Supply Company;

Also---

H. B. 718. To amend sections 4346, 4347, 4348 and 4349 of the Code;

By Mr. Shackelford--

H. B. 719. To authorize John A. Lile, J. Connell Baker and J. N. Wade, securities of S. M. Smith, tax collector of Morgan county for the years 1875, 1876 and 1877, to collect the unpaid taxes for said years, for the purpose of reimbursing them for moneys paid the State;

Also,

H. B. 720. To amend section 1 of an act entitled an act to prohibit the sale or giving away of vinous, spirituous or malt liquors within four miles of Wiseville postoffice, in Morgan county; Thomasville in Bullock, and Gaylesville in Cherokee county, approved March 15, 1875, by striking

out the words Wiseville postoffice, and inserting in lieu thereof the words, Walnut Grove Church;

By Mr. McIntyre—

H. B. 721. To amend an act to prohibit the owner of any horse, mule, ass, cow, sheep, hog or goat, from allowing any such animal to go at large off the premises of such owner in Montgomery county, except such portions as are enumerated and defined herein, and to prescribe a rule of damages and rules of practice in the trials of cases arising under this act;

By Mr. Graham—

H. B. 722. To define the duties and authority of sheriffs in seizing property in detinue cases;

Also,

H. B. 723. To consolidate the offices of the clerk of the City Court of Montgomery with that of clerk of the Circuit Court of Montgomery county;

Also,

H. B. 724. To compensate sheriffs for feeding prisoners after they are sentenced to be confined in the penitentiary;

Also,

H. B. 725. To provide for the compensation of sheriffs for the removal of prisoners when arrested under attachment for contempt.

Also,

H. B. 726. To provide compensation to sheriffs for executing writs in detinue cases;

Also,

H. B. 727. To provide for the compensation of sheriffs and jailors for keeping United States prisoners;

Also,

H. B. 728. To require the payment of the expense of keeping property while in the custody of the sheriff under writs of detinue and attachment;

Also,

H. B. 729. To amend section 2 of an act entitled an act to amend an act to incorporate the Montgomery Race Course Association;

By Mr. Hogue—

H. B. 730. To increase the jurisdiction of the Court of County Commissioners of Perry county;

By Mr. Willett—

H. B. 731. To repeal an act to prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors,

or intoxicating bitters within five miles east, five miles south, and five miles west of Andrew Chapel Church, and as far north as the Pickens county line extends, so far as the same applies to Providence Beat in Pickens county ;

By Mr. Griffin—

H. B. 732. To prevent fire shooting in the public highways in the county of Pike ;

By Mr. Hawkins, of Shelby—

H. B. 733. To prohibit the sale, giving away, or otherwise disposing of any spirituous or vinous liquors or intoxicating bitters or beverages, or brandy peaches, or brandy cherries, within that portion of Shelby county lying west of a line one mile east of west line of range three west, in townships 22 and 21, and that portion of township south, which lies south of the Cahaba river ;

By Mr. Aderholt—

H. B. 734. To fix the time for holding the Circuit Courts in St. Clair county ;

Also,

H. B. 735. For the preservation of game animals, birds and fish in St. Clair county ;

Also,

H. B. 736. For the relief of Ira J. Spaniel, of St. Clair county ;

By Mr. Grisham—

H. B. 737. For the relief of Jos. M. Pelham, sheriff of Washington county ;

By Mr. Ingle—

H. B. 738. For the relief of Jas. Hilton ;

By Mr. Edwards—

H. B. 739. To punish the crime of blackmailing ;

By Mr. Powell, (by request)—

H. B. 740. To amend section 5047 of the Code ;

Also, (by request)—

H. B. 741. To amend section 4443 of the Code ;

By Mr. Shealy—

H. B. 742. To amend section 1 of an act to establish a new charter for the town of LaFayette, in Chambers county, approved February 26, 1881 ;

By Mr. Simpson—

H. B. 743. To revise, re-enact, and put in immediate operation, an act approved February 21, 1881 ;

By Mr. Underwood of Franklin—



H. B. 744. To regulate the publication of legal notices in the county of Franklin;

By Mr. Hamilton---

H. B. 745. To authorize the Governor of the State to suspend sheriffs and tax collectors from exercising the functions of their office in cases of dereliction of duty;

Were severally read once and ordered to a second reading on to-morrow.

Mr John offered a resolution which went over until to-morrow.

#### PETITIONS.

Petitions were presented by Messrs. Smith, of Dallas, and Hunt, which were referred to the committee on temperance, and by Mr. Hawkins of Jefferson, which was referred to the committee on education.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

January 27, 1883.

*Mr. Speaker:*

The Senate has originated and passed the following bills:

S. B. 127. To amend an act to incorporate the Chewacla Lime Company, approved December 9, 1862, and to change the name thereof from Chewacla Lime Company to the Chewacla Lime Works;

S. B. 103. To incorporate the Rockford High School;

S. B. 140. To establish and incorporate the Scott Academy, at Scottsboro, in Jackson county, Alabama;

S. B. 187. To remove the estate of Mary A. Harrell, deceased, from Butler county to Lowndes county;

S. B. 123. To prevent cruelty to domestic animals;

S. B. 117. To provide for the appointment of not exceeding two marshals for each precinct in the counties of Pike and Montgomery, who shall be bonded officers, and who shall have the same power and be subject to the same laws governing the actions of constables, and be entitled to the same fees;

S. B. 61. To amend an act to require emigration agents plying their vocation in Barbour county, and other counties

therein named, to pay a license tax, approved January 30, 1877;

S. B. 208. To amend an act to incorporate the town of Davisville, in Calhoun county, Alabama, approved December 8, 1880.

W. L. CLAY,  
Secretary.

The bills whose titles are set forth in the above message were severally read once, and ordered to a second reading on to-morrow.

#### SPECIAL ORDERS.

The hour of 12 m. having arrived, the bills---  
House bills 181 and 182;  
Were taken up, and recommitted to the committee on local legislation.

#### SECOND SPECIAL ORDER.

The second special order---  
Senate bill 91;  
Was, on motion of Mr. Hammond, indefinitely postponed.

#### THIRD SPECIAL ORDER.

The third special order, the bill---  
S. B. 51. To better provide for the examination of the county offices, county jail, records of the courts of county commissioners and county chain gangs of Russell county, in this State, and report thereon;

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 61, nays 2.

Yeas---Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Berry, Burnett, Branch, Brewer, Browne of Talladega, Broyles, Carmichael, Cochran, Clayton, Dunklin, Ferrell, Fuller, Gere, Coree, Grant, Griffin, Grisham, Haden, Hall, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, John, Jones, Kendrick, Kimbrough, May, Moragne, McIntyre, McCall, Nevill, Orme, Powell, Pnrifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Sanford, Scarborough, Shackelford, Shealy, Smith of Dallas, Smith of Antauga,

Swan, Sanford, Tatum, Thagard, Vines, Williams, Whitt, Young of Marion, Young of Pickens--61.

Messrs. Clark, and Hawkins of Jefferson, voted nay.

#### FOURTH SPECIAL ORDER.

The fourth special order, the bill--

H. B. 334. To protect the farmers of this State in the purchase of commercial fertilizers;

On motion of Mr. Hawkins, of Barbour, was recommitted to the committee on agriculture.

#### FIFTH SPECIAL ORDER.

The fifth special order, the bill--

H. B. 203. To prohibit the sale or giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters, within three miles of Godfrey high school, in Winston county;

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 72, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Armstrong, Adkison, Avent, Beck of Covington, Beck of Wilcox, Berry, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Dowling, Duuklin, Edwards, Fuller, Gere, Goree, Grant, Griffin, Grisham, Hall, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, May, Moragne, McAdory, McIntyre, McCall, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Shackelford, Shealy, Simpson, Smith of Dallas, Smith of Antanga, Swan, Sanford, Tatum, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—72.

Mr. Aderholt introduced a resolution, which went over until to-morrow.

#### REPORTS OF STANDING COMMITTEES.

Mr. John, from the committee on privileges and elections, reported favorably to the bill--

H. B. 612. To repeal sections 227, 228, 229, 230, 231,

232, 233, 234, 235, 236, 237, 238, 239, 240, 241 and 242 of the Code of Alabama;

Mr. Shackelford moved to postpone until Monday;

Which was lost;

Amendments were offered excluding Pike, Mobile, Montgomery, Conecuh, Escambia, Covington, Butler and Lee counties from the provisions of the bill;

The counties of Mobile, Montgomery, Covington, Butler and Lee were withdrawn from the amendment;

The amendment was laid on the table;

Mr. Samford moved to amend by excluding incorporated cities or towns of three thousand inhabitants or more, and the precinct in which cities and towns are located, from the provisions of the bill;

On motion of Mr. Berry, Selma was excluded from the provisions of the amendment;

Mr. Brown, of Tuscaloosa, moved to strike out that portion of the amendment relating to the precincts in which such cities or towns may be located;

Adopted.

Mr. Muldow moved to table the amendment;

Which was lost.

Mr. Brown, of Talladega, moved to amend by striking out three thousand and inserting one thousand;

Lost.

Mr. Powell offered an amendment, striking out three thousand and inserting eighteen hundred;

Which was lost.

Mr. Shackelford offered an amendment, to strike out three thousand and insert twelve hundred;

Which was lost.

Pending consideration of the amendment, the House adjourned to 9½ o'clock to-morrow morning.

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## THIRTIETH DAY.

HOUSE OF REPRESENTATIVES,

TUESDAY, January 30, 1883.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Arent, of the House.

On the call of the roll the following members answered to their names:

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Langdon, May, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Randle, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Antauga, Swan, Sanford, Tatum, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—93.

The journal of yesterday was read and approved.

#### ENGROSSED BILLS.

#### HOUSE OF REPRESENTATIVES,

January 30, 1883.

*Mr. Speaker :*

The committee on engrossed bills have examined the following bills and find them correctly engrossed, viz :

House bills numbers 551, 597, 598, 649, 246.

C. C. SHORTER,  
Chairman.

#### ENROLLED BILLS.

Mr. Browne, from committee on enrolled bills, reported as correctly enrolled, the following bills, and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills, viz :

H. B. 70. To allow the sheriffs of Conecuh, Chilton, Monroe, Jefferson, Hale, Wilcox, Calhoun, Tuscaloosa, Bibb, Butler, Pickens, Marengo and Crenshaw counties the

same compensation for executing process of any kind in the justice court as is now allowed by law for same service in the Circuit Court;

H. B. 397. To amend section three (3) of an act entitled an act to incorporate the town of Cherokee, in Colbert county, approved December 7, 1871.

Indefinite leave of absence was granted Mr. Garrett.

By leave, Mr. Smith of Autauga, from special committee, reported substitute to bill—

H. B. 284. To fix the times for holding the Circuit Courts of the fifth judicial circuit of Alabama;

The substitute was adopted;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 71, nays 0.

Yeas—Messrs. Speaker, Adelholt, Alexander, Anderson, Adkison, Avery, Baker, Beck of Covington, Berry, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Clayton, Dowling, Edwards, Ferrell, Fuller, Gere, Gorce, Grant, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, May, Moren, Morague, MeAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Sanford, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Willett, Wharton, Young of Marion, Young of Pickens—71.

On motion of Mr. Smith of Autauga, the bill was ordered forthwith to the Senate without engrossment.

Mr. John, from special committee, reported favorably, with amendments, to bill—

H. B. 265. To prohibit stock from running at large in Dallas county, except in certain portions of said county herein specified;

The amendments were adopted;

The bill was ordered to a third reading forthwith; read a third time, and having more than two amendments, the bill was ordered to be engrossed for final action on to-morrow.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

January. 30, 1883.

*Mr. Speaker :*

The Senate has concurred in the House amendment to the bill—

S. B. 11. To amend section 435 of the Code;

And has amended, as therein shown, and passed the bill—

H. B. 131. To amend section 1545 of the Code.

W. L. CLAY,  
Secretary.

The first Senate amendment to H. B. 131 was concurred in—yeas 56, nays 4.

Yeas—Messrs. Speaker, Adkison, Avent, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Dunklin, Ferrell, Fuller, Goree, Glover, Grant, Griffin, Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Ingle, Jones, Kimbrongh, Moren, McAdory, McIntyre, McCall, Nevill, Nesmith, Porter, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Scarborough, Shealy, Shorter, Simpson, Smith of Dallas, Sanford, Underwood of Franklin, Vines, Watlington, Swan, Williams, Willett, Young of Pickens—56.

Nays—Messrs. Edwards, Orme, Underwood of Colbert and Watlington—4.

The second Senate amendment to H. B. 131 was concurred in—yeas 42, nays 24.

Yeas—Messrs. Anderson, Adkison, Avent, Burnett, Branch, Brewer, Cochran, Dowling, Dunklin, Ferrell, Fuller, Gere, Glover, Grant, Griffin, Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Hogue, John, Jones, Kendrick, Moren, Muldon, McIntyre, McCall, Nevill, Nesmith, Powell, Purifoy, Reynolds of Henry, Samford, Scarborough, Shackelford, Smith of Dallas, Sanford, Underwood of Franklin, Vines, Williams, Willett, Wharton—42.

Nays—Messrs. Speaker, Alexander, Berry, Bibb, Browne of Talladega, Brown of Tuscaloosa, Clark, Clayton, Haden, Hawkins of Jefferson, Harris, Hunt, Ingle, Kimbrongh, Langdon, Moragne, Porter, Raisler, Reynolds of Talladega,

Russell, Swan, Tbagard, Underwood of Colbert, Young of Marion---24.

Mr. Muldon gave notice that he would move to reconsider the vote by which the second Senate amendment to H. B. 131 was concurred in, on to-morrow.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

January 30, 1883.

*Mr. Speaker:*

The President has, in the presence of the Senate, signed the following bill, to which your signature is requested :

S. B. 11. To amend section 435 of the Code, as to the counties of Montgomery, Pickens, Sumter, Hale, Dallas, Barbour, Mobile, Conecuh and Monroe.

W. L. CLAY,  
Secretary.

The Speaker, in the presence of the House, immediately, after its title had been publicly read, signed the bill S. B. 11, whose title is set forth in the above message.

#### MESSAGE FROM THE GOVERNOR.

MONTGOMERY, Jan. 30, 1883.

*Mr. Speaker:*

The Governor has approved the following bills which originated in the House :

H. B. 81. An act to amend section 4340 of the Code;

H. B. 88. An act to amend section 2976 of the Code;

H. B. 164. An act to amend section 2945 of the Code;

H. B. 184. An act to amend an act entitled an act to require banks, bankers, insurance companies and others engaged in the business of lending money to give receipts for collaterals, approved February 12, 1879;

H. B. 315. An act to amend section thirty-four of an act entitled an act to incorporate the port of Mobile, and to provide for the government thereof, approved February 11, 1879;

H. B. 90. An act to amend an act entitled an act to prevent in certain cases the sale, exchange and transportation



of cotton in the counties of Montgomery, Bullock, Dallas, Russell, Lowndes, Wilcox, Sumter, Autauga, and in beats numbers 1, 2, 3, 4, 5, 6, 7, 8 and 9 of Hale county, and cotton produced in said counties, approved February 1, 1879, so as to embrace Brush creek beat of Perry county, in the provisions of said act;

H. B. 339. An act to require the payment of fines and forfeitures in Mobile county in lawful money of the United States.

Respectfully,

W. G. HITCHESON,  
Recording Secretary.

Mr. Sanford, from special committee, reported favorably to the bill—

H. B. 661. To authorize the State to invest its surplus revenues in the adjustment and settlement of the indebtedness of the counties of Chambers, Lee, Pickens, Randolph and Tallapoosa, incurred on account of stock subscribed to railroad companies;

The amendments were adopted, and on motion of Mr. Powell, the further consideration of the bill was postponed, and made special order for to-morrow morning, immediately after reading of the Journal.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

January 30, 1883.

*Mr. Speaker:*

The Senate has originated and passed the bill:

S. B. 244. To provide for the voluntary payment of taxes in Lee and Chambers counties, and ordered it forthwith to the House, and has passed the bill—

H. B. 288. To increase the powers of the mayor and aldermen of the city of Huntsville.

W. L. CLAY,  
Secretary.

The bill—

S. B. 244, whose title is set forth in the above message was read once, and ordered to a second reading on to-morrow.

## SPECIAL ORDER.

The special order,

H. B. 27. To authorize the Governor to issue five "Class A" bonds of the State in exchange for that number of past due bonds of the State issued under an act of the General Assembly of Alabama, passed December 4th, 1832, to increase the capital stock of the branch of the bank of the State of Alabama, in the town of Montgomery, was taken up;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 58, nays 11.

Yeas—Messrs. Speaker, Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Brewer, Brown of Tuscaloosa, Carmichael, Dowling, Dunklin, Ferrell, Fuller, Gere, Gorce, Graham, Grant, Griffin, Grisham, Hall, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, John, Kendrick, Kimbrough, Langdon, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, Nesmith, Orme, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Shealy, Simpson, Smith of Dallas, Swan, Tatum, Thagard, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt—58.

Nays—Messrs. Alexander, Clark, Clayton, Edwards, Glover, Haden, Ingle, Nevill, Porter, Underwood of Colbert, Underwood of Franklin—11.

The following resolution offered by Mr. Simpson on yesterday, was taken up and adopted:

*Resolved*, That during the remaining time of the present session the roll of counties shall be called for new bills, only on Mondays and Wednesdays, and that no bill shall be received at any other time.

Mr. Hammond offered a resolution relative to a change of the rules of the House, which was laid over until tomorrow.

Mr. Reynolds, of Talladega, offered a joint resolution relative to the completion of the Columbus and Western railroad, which was adopted.

The following resolution offered by Mr. John on yesterday, was adopted:

*Resolved*, That the rules of the House be amended, so as to require the clerk to make and keep a roll of the select committees, in the order in which they were raised, and

when the standing committees have all been called, the Speaker shall then call the special committees in their order for reports. This rule shall not apply to committees raised to fix the time of holding courts.

The resolution offered by Mr. Berry on yesterday, relative to a change of the rules of the House, was taken up, and on motion of Mr. Hall, was laid on the table.

The bill—

H. B. 612. To repeal sections 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241 and 242 of the Code;

Pending at adjournment on yesterday, was taken up, and

The amendment of Mr. Sanford, offered on yesterday, was adopted;

The motion of Mr. Shackelford, to indefinitely postpone consideration of the bill, was lost;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 43, nays 38.

Yeas—Messrs. Anderson, Adkison, Avery, Beck of Wilcox, Berry, Brown of Tuscaloosa, Clayton, Dowling, Ferrell, Fuller, Goree, Grant, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, John, Jones, Kendrick, Moren, Moragne McCall, Nevill, Nesmith, Porter, Purifoy, Raisler, Reynolds of Henry, Russell, Sanford, Scarborough, Sealey, Smith of Dallas, Sanford, Tatum, Thagard, Vines, Walker, Wharton, Whitt, Young of Marion, Young of Pickens—43.

Nays—Messrs. Speaker, Aderholt, Alexander, Avent, Baker, Beck of Covington, Burnett, Branch, Brewer, Brown of Talladega, Clark, Dunklin, Gere, Glover, Graham, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hunt, Ingle, Kimbrough, Langdon, McAdory, McIntyre, Orme, Powell, Reynolds of Talladega, Shackelford, Simpson, Smith of Autauga, Swan, Underwood of Colbert, Underwood of Franklin, Watlington, Williams, Willett—39.

#### BILLS ON SECOND READING.

The bills—

S. B. 123. To prevent cruelty to domestic animals;

S. B. 117. To provide for the appointment of not exceeding two marshals for each precinct in the counties of Pike and Montgomery, who shall be bonded officers, and who shall have the same powers and be subject to the same laws

governing the actions of constables, and be entitled to the same fees;

S. B. 187. To remove the estate of Mary A. Harrell, deceased, from Butler county to Lowndes county;

H. B. 703. To amend section 4849 of the Code;

H. B. 705. To amend sections 3605 and 3700 of the Code;

H. B. 706. To amend section 3606 of the Code;

H. B. 709. To protect defendants in certain cases;

H. B. 710. To amend section 1476 of the Code;

H. B. 713. To repeal an act to amend section 5030 of the Code, so far as the same relates to certain counties, approved February 13, 1879;

H. B. 716. To define the separate estates of married women, and their capacity to contract in reference to such estates;

H. B. 715. To authorize married women to become sole traders, and in their own name to transact business;

H. B. 718. To amend sections 4346, 4347, 4348 and 4349 of the Code;

H. B. 722. To define the duties and authorities of sheriffs in seizing property in detinue cases;

H. B. 723. To consolidate the office of the clerk of the City Court of Montgomery with that of clerk of the Circuit Court of Montgomery county;

H. B. 726. To provide compensation to sheriffs for executing writs in detinue cases;

H. B. 727. To provide for the compensation of sheriffs and jailors for keeping United States prisoners;

H. B. 728. To require the payment of the expense of keeping property while in the custody of the sheriff under writs of detinue and attachment;

H. B. 739. To punish the crime of blackmailing;

H. B. 743. To revise, re-enact, and put in immediate operation, an act approved February 21, 1881;

H. B. 745. To authorize the Governor of the State to suspend sheriffs and tax collectors from exercising the functions of their office in cases of dereliction of duty;

Were severally read the second time, and referred to the committee on the judiciary.

The bills—

H. B. 697. To amend section 7 of an act entitled an act to regulate the fine and forfeiture fund of certain counties, approved February 13, 1879;

H. B. 700. To amend section 5047 of the Code, and regulate solicitors' fees;

H. B. 724. To compensate sheriffs for feeding prisoners after they are sentenced to be confined in the penitentiary;

H. B. 725. To provide for the compensation of sheriffs for the removal of prisoners when arrested under attachment for contempt;

H. B. 740. To amend section 5047 of the Code;

H. B. 741. To amend section 4443 of the Code;

Were severally read the second time and referred to the committee on fees and salaries.

The bill—

H. B. 712. To amend an act to secure the keeping in repair and closing gates erected across public roads;

Was read the second time and referred to the committee on public roads and highways.

The bills—

S. B. 6t. To amend an act to require emigration agents, plying their vocation in Barbour county and other counties therein named, to pay a license tax, approved January 30, 1877;

H. B. 714. To regulate the mode of collecting taxes in Marshall county;

Were severally read the second time and referred to the committee on ways and means.

The bill—

H. B. 737. For the relief of Jos. M. Pelham, sheriff of Washington county;

Was read the second time and referred to the committee on accounts and claims.

The bills—

H. B. 731. To repeal an act to prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters, within five miles east, five miles south, and five miles west of Andrew Chapel Church, and as far north as the Pickens county line extends, so far as the same applies to Providence beat, in Pickens county;

H. B. 733. To prohibit the sale, giving away, or otherwise disposing of any spirituous or vinous liquors or intoxicating bitters or beverages, or brandy peaches, or brandy cherries, within that portion of Shelby county lying west of line one mile east of west line, range three, west, in townships 22-21, and that portion of township south, which lies south of the Cahaba river;

H. B. 720. To amend section 1 of an act entitled an act to prohibit the sale or giving away of vinous, spirituous or malt liquors within four miles of Wiseville postoffice, in Morgan county, Thomasville in Bullock, and Gaylesville in Cherokee counties, approved March 15, 1875, by striking out the words Wiseville postoffice, and inserting in lieu thereof the words, Walnut Grove Church;

H. B. 699. To prevent the sale of vinous, spirituous or malt liquors in the county of Choctaw, except by regularly licensed physicians, and to provide penalties for the violation thereof;

Were severally read the second time and referred to the committee on temperance.

The bills---

H. B. 707. For the relief of D. M. Smith, late tax collector of Jefferson county;

H. B. 736. For the relief of Ira J. Spaniel, of St. Clair county;

Were severally read the second time and referred to the committee on appropriations.

The bills---

H. B. 708. To repeal an act to incorporate the town of Waterloo, in Landerdale county, approved February 26, 1872;

H. B. 717. To incorporate the Bienville Water Supply Company;

H. B. 729. To amend section 2 of an act entitled an act to amend an act to incorporate the Montgomery Race Course Association;

H. B. 742. To amend section 1 of an act to establish a new charter for the town of LaFayette, in Chambers county, approved February 26, 1881;

S. B. 208. To amend an act to incorporate the town of Davisville, in Calhoun county, Alabama, approved December 8, 1880;

S. B. 127. To amend an act to incorporate the Chewacla Lime Company, approved December 9, 1862, and to change the name thereof from Chewacla Lime Company to the Chewacla Lime Works;

S. B. 103. To incorporate the Rocklford High School;

S. B. 140. To establish and incorporate the Scott Academy, at Scottshoro, in Jackson county, Alabama;

Were severally read once and referred to the committee on corporations.

The bills---

H. B. 698. To amend sections 1, 2 and 3 of an act entitled an act to authorize the Commissioners Court of Barbour county to establish or abolish districts in which stock may be prevented from running at large, approved December 12, 1882, and to change the title of said act;

H. B. 704. To amend section 1 of an act entitled an act for the preservation of game animals and birds in the counties of Mobile, Monroe, Marengo, Baldwin, Dallas, Lowndes, Hale, Montgomery, Clarke, Green, Wilcox, Pike, Talladega, Pickens, Bibb, Autauga, Chilton, Clay and Jefferson;

H. B. 711. To alter and amend the charter of the city of Huntsville, as established by an act approved March 3, 1870, entitled an act to establish a new charter for the city of Huntsville, and an act approved February 13, 1871, entitled an act to amend an act to establish a new charter for the city of Huntsville;

H. B. 719. To authorize John A. Lile, J. Connell Baker and J. N. Wade, securities of S. M. Smith, tax collector of Morgan county for the years 1875, 1876 and 1877, to collect the unpaid taxes for said years, for the purpose of reimbursing them for moneys paid the State;

H. B. 732. To prevent fire shooting in the public highways in the county of Pike;

H. B. 734. To fix the time for holding the Circuit Courts in St. Clair county;

H. B. 735. For the preservation of game animals, birds and fish in St. Clair county;

H. B. 738. For the relief of Jas. Hilton;

H. B. 744. To regulate the publication of legal notices in the county of Franklin;

Were severally read the second time and referred to the committee on local legislation.

The bills---

H. B. 702. To repeal an act to authorize the Commissioners Court, or court or board of county revenues of the counties of Marengo, Sumter, Montgomery, Hale, Dallas, Autauga, Wilcox, Lowndes, Russell, Monroe, Lawrence and Perry, to establish or abolish districts in which stock may be prevented from running at large, so far as the same relates to Dallas county;

H. B. 730. To increase the jurisdiction of the Court of County Commissioners of Perry county;

Were severally read the second time and referred to the committee on counties and county boundaries.

The bill—

H. B. 721. To amend an act to prohibit the owner of any horse, mule, ass, cow, sheep, hog or goat, from allowing any such animal to go at large off the premises of such owner in Montgomery county, except such portions as are enumerated and defined herein, and to prescribe a rule of damages and rules of practice in the trials of cases arising under this act;

Was read the second time, and referred to the Montgomery delegation, with leave to report at any time.

The bill--

H. B. 701. To amend an act to incorporate the Southern University, at Greensboro', in the county of Greene, and for other purposes, passed January 25, 1856;

Was read the second time, and referred to the committee on education.

Mr. Hogue, from the committee on federal relations, reported favorably to the bill—

H. B. 577. In aid of the exercise of the power of disposal conferred on the Legislature of Alabama by the act of Congress of June 3d, 1856, entitled "an act granting public lands, in alternate sections, to the State of Alabama, to aid in the construction of certain railroads in said State;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 55, nays 3.

Yeas—Messrs. Alexander, Anderson, Avent, Avery, Beck of Covington, Barnett, Branch, Browne of Talladega, Cochran, Dowling, Fuller, Gere, Goree, Glover, Grant, Haden, Hall, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Ingle, John, Jones, Kendrick, Kimbrough, Langdon, May, Moren, Muldon, McIntyre, Nevill, Nesmith, Orne, Powell, Purifoy, Reynolds of Talladega, Russell, Samford, Shealy, Shorter, Simpson, Smith of Dallas, Sanford, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion—55.

Nays—Messrs. Bibb, Clark, and Underwood of Colbert—3.

Mr. Hawkins, of Jefferson, from a special committee, reported favorably to the bill—

H. B. 579. To define the jurisdiction of justices of the peace and of notaries public who are *ex officio* justices of



the peace, of precinct 21, in Jefferson county, and to provide for service of all process from their courts;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 59, nays 1.

Yeas—Messrs. Alexander, Avent, Avery, Beck of Wilcox, Branch, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clayton, Dowling, Dunklin, Glover, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, John, Kimbrough, Langdon, May, Moren, Moragne, McIntyre, McCall, Nevill, Nesmith, Porter, Purifoy, Raisler, Reynolds of Henry, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Sanford, Thagard, Underwood of Colbert, Underwood of Franklin, Walker, Watlington, Williams, Wharton, Whitt--59.

Mr. Muldon voted nay--1.

Mr. Hogue, from a special committee, reported favorably, with amendment, to the bill--

S. B. 175. An act to repeal an act to authorize the commissioners court, or court or board of county revenues of the counties of Marengo, Sumter, Montgomery, Hale, Dallas, Autauga, Wilcox, Lowndes, Russell, Monroe, Lawrence and Perry, to establish or abolish districts in which stock may be prevented from running at large, approved February 28, 1881, except in certain cases, so far as the county of Perry is concerned;

The amendment was adopted.

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 69, nays 0.

Yeas--Messrs. Alexander, Avent, Avery, Beck of Covington, Berry, Bibb, Burnett, Branch, Brewer, Brown of Tuscaloosa, Broyles, Cochran, Clark, Clayton, Dowling, Dunklin, Ferrell, Fuller, Goree, Glover, Graham, Grant, Griffin, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Langdon, May, Moren, Muldon, McIntyre, McCall, Nevill, Nesmith, Porter, Powell, Reynolds of Henry, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Sanford, Tatum, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Wharton, Whitt, Young of Marion, Young of Pickens--69.

## BILLS ON FIRST READING.

By leave, bills were introduced:

By Mr. Hamilton---

B. B. 746. To amend sub-division 3 of section 109 of the Code;

By Mr. Graham---

H. B. 747. To amend section 37 of an act entitled an act for the organization and discipline of the volunteer forces of Alabama, approved March 1, 1881;

By Mr. Griffin---

H. B. 748. To regulate and establish a rule of evidence in criminal and civil causes;

By Mr. Moren---

H. B. 749. To regulate the trial of misdemeanors in the county of Bibb;

Also,

H. B. 750. To provide for the speedy trial of persons charged with misdemeanors in the county of Bibb;

Also,

H. B. 751. To provide for a county solicitor for the county of Bibb;

Also,

H. B. 752. To regulate the fees of circuit solicitors in county courts;

Also,

H. B. 753. To regulate the buying, selling or otherwise dealing in future contracts;

By Mr. Thagard---

H. B. 754. To relieve Geo. W. Williams, of Crenshaw county, of the disabilities of non-age;

By Mr. Avery---

H. B. 755. For the relief of maimed soldiers;

By Mr. Hall---

H. B. 756. To amend an act entitled an act to secure more effectually competent and well qualified jurors in the counties of Montgomery, Lowndes, Autauga, Dallas, Perry and Bullock, approved December 19, 1876, as to Montgomery county;

By Mr. Berry---

H. B. 757. To amend section 598 of the Code, and provide for the publication of the Supreme Court Reports;

Were severally read once and ordered to a second reading on to-morrow.

Mr. Powell, from a special committee, reported favorably to the bill—

H. B. 622. To amend an act, approved December 12th, 1882, and entitled an act to amend an act entitled an act for the protection of lauds and plantations from depredations by stock in Bullock county, approved December 8th, 1880;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 62, nays 0.

Yeas—Messrs. Speaker, Alexander, Auderson, Berry, Bibb, Burnett, Branch, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Clayton, Crawford, Dunklin, Ferrell, Fuller, Gere, Glover, Graham, Grant, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, Kendrick, Kimbrough, Langdon, May, Moren, Moragne, Muldon, McIntyre, McCall, Nevill, Nesmith, Porter, Reynolds of Henry, Reynolds of Talladega, Russell, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Sanford, Tatum, Underwood of Franklin, Vines, Walker, Williams, Willett, Young of Marion, Young of Pickens—62.

The House adjourned until to-morrow morning 9 1-2 o'clock.

### THIRTY-FIRST DAY.

#### HOUSE OF REPRESENTATIVES,

WEDNESDAY, January 31, 1883.

The House met pursuant to adjournment.

Prayer by Rev. Dr. Woodfin, of Montgomery.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Langdon, Moren, Moragne, Muldon, McAdory,

McIntyre, McCall, McMillan, Nevill, Nesmith, Orne, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Sanford, Tatum, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—92.

The journal of yesterday was read and approved.

#### ENGROSSED BILLS.

#### HOUSE OF REPRESENTATIVES,

January 31, 1883.

*Mr. Speaker:*

The committee on engrossed bills have examined the following bills and find them correctly engrossed, viz:

House bills numbers 597, 622, 27, 612, 621 and 265.

MAC. A. SMITH,  
Chairman.

#### ENROLLED BILLS.

Mr. Browne, from committee on enrolled bills, reported as correctly enrolled, the following bill, and the Speaker, in the presence of the House, immediately after its title had been publicly read, signed said bill, viz:

H. B. 588. To increase the powers of the mayor and aldermen of the city of Huntsville.

Mr. Muldon, from special committee to investigate the books of the State Auditor and State Treasurer, made a report of progress, and asked for further time in which to make a final report, which was granted.

Mr. Foster offered the following joint resolution, which was adopted;

*Resolved by the House, the Senate concurring,* That a joint committee of three members of the Senate and five members of the House of Representatives be appointed whose duty it shall be, forthwith to investigate the condition of the State Treasury, the records and vouchers on file therein, and the transactions and conduct of the State Treasurer since he entered into office.

*Resolved further,* That said committee shall make inquiry as to the existence and validity of the official bond or bonds of the State Treasurer, and of the solvency of the sureties thereon, and whether, during any period of his term or terms of office, no bond has existed, and why such has been the case.

*Resolved further,* That said committee shall have authority to sit during the sessions of the General Assembly, and to send for persons and papers.

*Resolved further,* That the sheriff of Montgomery county is hereby authorized and required to act as sergeant-at-arms of said committee, and to execute all process issued by the same.

*Resolved further,* That said committee shall make full report to the respective Houses of the General Assembly at the earliest time practicable.

*Resolved,* That the committee be authorized to employ a clerk.

Committee on the part of the House ;

Messrs Simpson, Muldon, John, Nesmith and Gere.

#### SPECIAL ORDERS.

The special order, which was—

H. B. 664. To authorize the State to invest its surplus revenues in the adjustment and settlement of the indebtedness of the counties of Chambers, Lee, Pickens, Randolph and Tallapoosa, incurred on account of stock subscribed to railroads ;

Was taken up, and on motion of Mr. Samford, its further consideration was postponed and made special order for tomorrow, immediately after the reading of the journal.

#### UNFINISHED BUSINESS.

The bill—

H. B. 265. To prohibit stock from running at large in Dallas county, except in certain portions of said county herein specified ;

Was taken up and passed—yeas 61, nays 1.

Yeas—Messrs. Alexander, Anderson, Avent, Baker, Beck of Wilcox, Berry, Bibb, Brewer, Browne of Talladega, Broyles, Clark, Clayton, Dowling, Dunklin, Fuller, Gere, Goree, Grant, Griffin, Grisham, Haden, Hall, Hamilton,

Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kimbrough, Moren, Moragne, McAdory, McIntyre, McMillan, Nevill, Nesmith, Porter, Powell, Raisler, Russell, Sanford, Scarborough, Shackelford, Shealy, Simpson, Smith of Dallas, Swan, Sanford, Tatum, Thagard, Vines, Watlington, Willett, Wharton, Young of Marion, Young of Pickens—61.

Mr. Orme voted nay.

#### BILLS ON SECOND READING.

The bills---

H. B. 755. For the relief of maimed soldiers;

H. B. 747. To amend section 37 of an act entitled an act for the organization and discipline of the volunteer forces of Alabama, approved March 1, 1881;

Were severally read the second time and referred to the committee on the military.

The bills---

H. B. 750. To provide for the speedy trial of persons charged with misdemeanors in the county of Bibb;

H. B. 749. To regulate the trial of misdemeanors in the county of Bibb;

H. B. 748. To regulate and establish a rule of evidence in criminal and civil causes;

H. B. 751. To provide for a county solicitor for the county of Bibb;

H. B. 752. To regulate the fees of circuit solicitors in county courts;

H. B. 746. To amend sub-division 3 of section 109 of the Code;

H. B. 753. To regulate the buying, selling or otherwise dealing in future contracts;

Were severally read the second time and referred to the committee on the judiciary.

The bill—

H. B. 757. To amend section 598 of the Code, and provide for the publication of the Supreme Court Reports;

Was read the second time referred to the committee on public printing.

The bills—

H. B. 756. To amend an act entitled an act to secure more effectually competent and well qualified jurors in the

counties of Montgomery, Lowndes, Autauga, Dallas, Perry and Bullock, approved December 19, 1876, as to Montgomery county;

H. B. 754. To relieve Geo. W. Williams, of Crenshaw county, of the disabilities of non-age;

Were severally read the second time and referred to the committee on local legislation.

The bill--

S. B. 244. To provide for the voluntary payment of taxes in Lee and Chambers counties;

Was read the second time and referred to the committee on ways and means.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

January 31, 1883.

*Mr. Speaker :*

The President has, in the presence of the Senate, signed the following bill, to which your signature is requested:

S. B. 51. To better provide for the examination of the county offices, county jail, records of the court of county commissioners and county chain gangs of Russell county, in this State, and report thereon.

W. L. CLAY,  
Secretary.

The Speaker in the presence of the House, after its title had been publicly read, signed the above bill, S. B. 51.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

January 31, 1883.

*Mr. Speaker :*

The Senate has amended as shown respectively in the bills, and passed

H. B. 151. For the relief of Elisha B. Lott and his securities, as tax collector of Mobile county, and

H. B. 306. To require stock buyers and shippers, in the county of Sumter, to file a list and description of all stock bought by them, under oath, with a justice of the peace,

and to require justices of the peace to keep a record of the same for the inspection of the public.

WM. L. CLAY,  
Secretary.

The House concurred in the Senate amendment to H. B. 151—yeas 53, nays 1.

Yeas—Messrs. Speaker, Alexander, Armstrong, Avent, Avery, Brewer, Brown of Tuscaloosa, Carmichael, Clark, Clayton, Edwards, Ferrell, Gere, Grant, Griffiu, Grisham, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, John, Jones, Kimbrough, McAdory, McIntyre, McCall, Nevill, Nesmith, Orme, Powell, Purifoy, Raisler, Sanford, Scarborough, Shealy, Simpson, Smith of Dallas, Swan, Sanford, Tatnm, Thagard, Underwood of Franklin, Vines, Watlington, Williams, Willett, Whitt, Young of Marion, Young of Pickens—53.

Mr. Adkinson voted nay.

The Senate amendment to the bill H. B. 306, was concurred in—yeas 62, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Bibb, Branch, Brewer, Browne of Talladega, Broyles, Clark, Clayton, Ferrell, Fuller, Gere, Goree, Grant, Grisham, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hogue, Hunt, Ingle, John, Jones, Kimbrough, Moren, McAdory, McCall, Nevill, Orme, Porter, Powell, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shealy, Smith of Dallas, Swan, Sanford, Tatnm, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—62.

#### MESSAGE FROM THE GOVERNOR.

The following message was received from the Governor:

EXECUTIVE OFFICE,  
MONTGOMERY, ALA., Jan. 31, 1883.

*To the Senate and House of Representatives:*

It becomes my painful and mortifying duty to inform you



that Isaac H. Vincent, the Treasurer of Alabama, is short in his accounts with the State, and has left the city. This fact was made known by Mr. Vincent in the following note to Mr. A. D. Crawford, the clerk in his office, dated the 29th instant, which was received by Mr. Crawford, the afternoon of the 30th instant, and was communicated to me at 8:30 p. m. of that day.

STATE OF ALABAMA,  
TREASURY DEPARTMENT,  
MONTGOMERY, ALA., Jan. 29, 1883.

Dear Crawford: — "I find this evening that my money is not here, neither has it been paid over to the Importers and Traders Bank as promised. I leave for New York to straighten the whole matter. I have perhaps waited too long, and will be censured; but I have no idea of running away. I wish you would assist the committee, and after a balance is ascertained, ask them to wait a day, and telegraph me care of Fred Wolfe, New York. If anything happens to me, I wish to state positively and emphatically, that being behind in my cash is my fault, and that you have had nothing to do with it.

Your Friend,  
(signed) L. H. VINCENT."

The amount of Mr. Vincent's defalcation can only be ascertained after a careful examination of the Treasurer's books, and a careful count of the money in the treasury; but a hurried and partial investigation indicates that it is more than two hundred thousand dollars. It is not known by what train or in what direction Mr. Vincent left Montgomery. Means have been adopted to intercept and detain him if possible. It is believed the State is largely secured against ultimate loss. The two houses will have communicated to them from time to time any further information that come into my possession.

E. A. O'NEAL,  
Governor.

The message was referred to the joint committee to investigate the Treasurer's accounts.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

January 31, 1883.

*Mr. Speaker:*

The Senate has concurred in the House joint resolution, raising a joint committee to investigate the condition of the State Treasury, and the President has appointed on said committee, Messrs. Brewer, McSpadden and McClellan.

W. L. CLAY,  
Secretary.

## REPORTS OF STANDING COMMITTEES.

Mr. Powell, from the committee on education, reported favorably to the bill—

H. B. 213. To amend an act entitled an act for the relief of E. M. Gimmer, of Dale county, approved February 13, 1879;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 57, nays 0.

Yeas—Messrs. Speaker, Alexander, Anderson, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Branch, Brewer, Clark, Clayton, Crawford, Edwards, Ferrell, Gere, Glover, Grant, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, John, Jones, Kendrick, Kimbrough, Moren, Moragne, McAdory, McIntyre, McCall, Nevill, Orme, Porter, Powell, Puriloy, Reynolds of Henry, Reynolds of Talladega, Sanford, Shackelford, Shealy, Simpson, Smith of Dallas, Swan, Sanford, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Wharton, Whitt, Young of Marion—57.

Also, from same committee, reported favorably to the bill—

H. B. 435. To establish a separate school district in Marengo county, to be known as the Farnsdale school district;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 60, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Brewer, Browne of Talladega, Broyles, Cochran, Clark, Clayton, Edwards, Fuller, Gere, Grant, Grisham, Hammond, Hawkins of Barbour, Hawkins of Shelby,

Harris, Hogue, Jones, Kendrick, Kimbrough, Moren, McAdory, McIntyre, McCall, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shealy, Simpson, Smith of Dallas, Swan, Sanford, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Willett, Whitt, Young of Marion—60.

The bill was ordered forthwith to the Senate, without engrossment.

Also, from same committee, reported favorably to the bill—

H. R. 333. To amend an act to establish a normal school for colored teachers at Tuskegee, approved February 10, 1881;

Pending consideration of which, the—

#### FIRST SPECIAL ORDER,

Which was the joint memorial to Congress relating to the grant of lands to the St. Louis, Montgomery and Florida Railroad and Immigration Company,

Was taken up;

The amendment of Mr. Branch was adopted;

The joint memorial, as amended, was adopted—yeas 47, nays 33.

Yeas—Messrs. Speaker, Armstrong, Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Dunklin, Ferrell, Fuller, Gere, Gorce, Graham, Grant, Griffin, Hall, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Kendrick, Kimbrough, Moren, McIntyre, Nevill, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Antauga, Tatnm, Thagard, Underwood of Franklin, Vines, Walker, Willett—47.

Nays—Messrs. Aderholt, Alexander, Anderson, Baker, Bibb, Branch, Cochran, Clark, Clayton, Glover, Haden, Hamilton, Hawkins of Parbour, Hunt, Ingle, John, Jones, Langdon, McAdory, McCall, Nesmith, Orme, Porter, Raisler, Shackelford, Swan, Sanford, Underwood of Colbert, Watlington, Williams, Whitt, Young of Marion, Young of Pickens—33.

Mr. John offered a joint resolution, relative to the ap-

pointment by the Governor of a competent person to receive moneys due to the State;

Which was adopted.

Mr. Muldon asked that the special committee to investigate the Treasurer's and Auditor's accounts be allowed to sit during the sessions of the House;

Which was granted.

#### CALL OF THE COUNTIES.

On a call of the counties, bills were introduced:

By Mr. Smith, of Autauga—

H. B. 758. To change the line between the counties of Autauga and Elmore;

By Mr. Wharton—

H. B. 759. To amend section 794 of the Code;

Also,

H. B. 760. To prohibit the making, sale, or giving away any malt or spirituous liquors within two miles of Shiloh church, in Blount county;

By Mr. Grant—

H. B. 761. To establish a State normal male and female school, at West Bend, in Clarke county;

By Mr. Carmichael—

H. B. 762. To amend sub-divisions 4 and 5 of section 3253 of the Code;

By Mr. Alexander—

H. B. 763. To provide for the survey and locating the line between the counties of Cherokee and Cleburne;

Also,

H. B. 764. To consolidate fractional township 12, range 11, and fractional township 12, range 12, in Cleburne county;

Also,

H. B. 765. To prevent the accumulation of rafts in the Tallapoosa river, in Cleburne county;

Also,

H. B. 766. To confer additional jurisdiction upon the county court of Cleburne county, and to regulate the proceedings therein;

By Mr. Clayton—

H. B. 767. To amend an act to limit and define the *ex officio* fees of the judge of probate, sheriff and circuit clerk of the counties of DeKalb and Covington, approved March

17th, 1873, so as to make the rate per cent. of reduction uniform as to *ex officio* fees of said officers;

By Mr. Moragne—

H. B. 768. For the relief of the coroners of this State;

Also,

H. B. 769. For the relief of the tax collectors of this State;

By Mr. Watlington—

H. B. 770. To change the place of holding the chancery court for the fourteenth district of the western chancery division of Alabama;

By Mr. Hawkins, of Jefferson—

H. B. 771. To amend section 284 of the Code;

By Mr. Kendrick—

H. B. 772. To form a separate school district in the territory east of Shoal creek, in township 2, range 10, west, in the county of Lauderdale;

By Mr. Sanford—

H. B. 773. To authorize an election to prohibit the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors, or intoxicating bitters, in the county of Lee;

By Mr. Oochran (by request)---

H. B. 774. To amend an act entitled an act to establish a new charter for the city of Huntsville;

By Mr. Kimbrough---

H. B. 775. To prohibit the sale or giving away of any vinous, spirituous or malt liquors, within six miles of Octagon church, Marengo county;

By Mr. Graham—

H. B. 776. To allow persons convicted of crime to waive suspension of sentence, pending an appeal to the Supreme Court, and to secure to them in certain cases money earned by them, and to allow for the time which they may have served under sentence;

Also,

H. B. 777. To authorize the Governor to relieve the owners of State bonds who have lost the same, upon obtaining satisfactory indemnity for the State;

By Mr. Griffin—

H. B. 778. To regulate and fix the fees of sheriffs and constables, in cases of detinue;

By Mr. Hawkins, of Shelby—

H. B. 779. To prohibit the sale, giving away, or other-

wise disposing of spirituous, vinous or malt liquors, in beat No. 4, Shelby county;

By Mr. Aderholt—

H. B. 780. To define the line between the counties of Blount and St. Clair;

Also,

H. B. 781. To regulate the trials of all misdemeanors in St. Clair county;

By Mr. Beck, of Wilcox—

H. B. 782. To allow steamboats to keep bars open at landings in counties of Monroe and Wilcox;

By Mr. Foster—

H. B. 783. To amend section 9 of an act to incorporate the town of Tuskegee, in the county of Macon, and for other purposes, approved March 15, 1873;

By Mr. Walker—

H. B. 784. To repeal an act to authorize the court of county commissioners of Marengo county to levy a special tax to build and repair bridges in said county, or to issue county treasury notes for that purpose, approved February 1, 1866;

By Mr. McAdory—

H. B. 785. To amend section 3627 of the Code;

By Mr. Beck, of Covington—

H. B. 786. To fix the term of service of jurors for the county of Covington;

Were severally read once, and ordered to a second reading on to-morrow.

#### PETITIONS.

Petitions were presented by Messrs. Griffin and Langdon, which were referred to the judiciary committee; and Mr. Edwards, which was referred to the committee on temperance.

On motion of Mr. Brown, of Tuscaloosa, H. B. 408 was withdrawn from the committee on ways and means, and referred to the committee on privileges and elections.

#### SECOND SPECIAL ORDER.

Which was the bill—

H. B. 557. To levy taxes for the use of this State and the counties thereof;

Was taken up; .

The amendments of the committee on ways and means were taken up; and

The first amendment was adopted;

The second and third amendments were lost;

Mr. Berry moved to amend by striking out "and under forty-five," in line 2, section 4;

Pending consideration of which, the House adjourned till to-morrow morning, at 9½ o'clock.

## THIRTY-SECOND DAY.

### HOUSE OF REPRESENTATIVES,

THURSDAY, February 1, 1883.

The House met pursuant to adjournment.

Prayer by Rev. Dr. Shackelford, of the House.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Sanford, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens--94.

The journal of yesterday was read and approved.

Indefinite leave of absence was granted Messrs. May and Wood.

## ENGROSSED BILLS. •

## HOUSE OF REPRESENTATIVES,

February 1, 1883.

*Mr. Speaker :*

The committee on engrossed bills have examined the following bills and find them correctly engrossed, viz :

House bills numbers 577, 213.

MAC. A. SMITH,  
Chairman.

## ENROLLED BILLS.

Mr. Brown, from committee on enrolled bills, reported as correctly enrolled, the following bills, and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills, viz :

H. B. 151. For the relief of Elisha B. Lott, and his securities, as tax collector of Mobile county ;

H. B. 306. To require stock buyers and shippers, in the counties of Sumter and Marengo, to file a list and description of all stock bought by them, under oath, with a justice of the peace, and to require justices of the peace to keep a record of the same for the inspection of the public ;

H. B. 131. To amend section 1543 of the Code.

On motion of Mr. Sanford, the vote by which H. B. 661 was ordered to a third reading on yesterday, was reconsidered ;

Mr. Sanford offered a substitute to the bill ;

The bill and the substitute were recommitted to the special committee on the subject.

## BILLS ON SECOND READING.

The bills---

H. B. 785. To amend section 3627 of the Code ;

H. B. 776. To allow persons convicted of crime to waive suspension of sentence, pending an appeal to the Supreme Court, and to secure them in certain money loaned by them, and to allow for the time for which they may have served under sentence ;



H. B. 762. To amend sub-divisions 4 and 5, section 3253 of the Code;

H. B. 766. To confer additional jurisdiction upon the County Court of Cleburne county, and to regulate the proceedings therein;

H. B. 768. For the relief of the coroners of this State;

H. B. 769. For the relief of the tax collectors of the State;

Were severally read the second time and referred to the committee on the judiciary.

The bills—

H. B. 782. To allow steamboats to keep bars open at landing in counties of Monroe and Wilcox;

H. B. 779. To prohibit the sale, giving away, or otherwise disposing of, spirituous, vinous or malt liquors in beat No. 4, Shelby county;

H. B. 773. To authorize an election to prohibit the sale, giving away, or otherwise disposing of, spirituous, vinous or malt liquors, or intoxicating bitters in the county of Lee;

H. B. 775. To prohibit the sale or giving away of any vinous, spirituous or malt liquors within six miles of Octagon church, Marengo county;

H. B. 760. To prohibit the making, sale or giving away, any malt or spirituous liquors within two miles of Shiloh church, in Blount county;

Were severally read the second time and referred to the committee on temperance.

The bill—

H. B. 778. To regulate and fix the fees of sheriffs and constables in cases of detinue;

Was read the second time and referred to the committee on fees and salaries.

The bills—

H. B. 780. To define the line between the counties of Blount and St. Clair;

H. B. 784. To authorize the court of county commissioners of Marengo county to levy a special tax to build and repair bridges in said county, or to issue county treasury notes for that purpose, approved February 1st, 1866;

H. B. 763. To provide for the survey and locating the line between the counties of Cherokee and Cleburne;

H. B. 758. To change the line between the counties of Antauga and Elmore;

Were severally read the second time and referred to the committee on counties and county boundaries.

The bills---

H. B. 786. To fix the term of service of jurors for the county of Covington;

H. B. 765. To prevent the accumulation of rafts in Tallapoosa river, in Cleburne county;

H. B. 770. To change the place of holding the Chancery Court for the 14th district of the Western Chancery Division of Alabama;

H. B. 781. To regulate the trials of all misdemeanors in St. Clair county;

Were severally read the second time and referred to the committee on local legislation.

The bills---

H. B. 783. To amend section nine (9) of an act to incorporate the town of Tuskegee, in the county of Macon, and for other purposes, approved March 15, 1873;

H. B. 774. To amend an act entitled an act to establish a new charter for the city of Huntsville;

H. B. 767. To amend an act to limit and define the ex-officio fees of the judges of probate, sheriff and circuit clerk of the counties of DeKalb and Covington, approved March 17, 1873, so as to make the rate per cent. of reduction uniform as to ex-officio fees of said officers;

Were severally read the second time and referred to the committee on corporations.

The bills---

H. B. 761. To establish a State normal male and female school at West Bend in Clarke county;

H. B. 764. To consolidate fractional township 12, range 11, and fractional township 12, range 12, in Cleburne county;

H. B. 772. To form a separate school district in the territory east of Shoal creek, in township 2, range 10 west, in the county of Lauderdale;

Were severally read the second time and referred to the committee on education.

The bill---

H. B. 771. To amend section 284 of the Code;

Was read the second time and referred to the committee on privileges and elections.

The bill---

H. B. 759. To amend sections 794 of the Code;

Was read the second time and referred to the committee on accounts and claims.

The bill---

H. B. 777. To authorize the Governor to relieve the owners of State bonds who have lost the same, upon obtaining satisfactory indemnity for the State;

Was read the second time and referred to the committee on ways and means.

#### BILLS ON FIRST READING.

By leave a bill was introduced by Mr. Simpson---

H. B. 787. To authorize the Governor to offer a reward in certain cases;

Which was read once and ordered to a second reading on to-morrow.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 1, 1883.

*Mr. Speaker:*

The Senate has originated and passed the following bills:

s. B. 148. To provide for the collection of debts, for which the statutory estate of married women are liable when judgment is in justices court;

s. B. 106. To relieve defendants who have been admitted to bail, charged with a felony from being in the custody of the sheriff, until on the trial of such defendant, the jury retires to make up their verdict, and to relieve defendants, who have been admitted to bail, charged with a misdemeanor from being in the custody of the sheriff, until on the trial of such defendant, the jury or the county judge trying the case, should render a verdict of guilty;

s. B. 163. To amend section 2234 (1626) of the Code;

s. B. 215. To establish a board of revenue for Conecuh county;

s. B. 214. To abolish the court of county commissioners of Conecuh county.

W. L. CLAY,  
Secretary.

The bills whose titles are set forth in the above message, were severally read once and ordered to a second reading on to-morrow.

## UNFINISHED BUSINESS.

The unfinished business, which was the bill—

H. B. 333. To amend an act to establish a normal school for colored teachers at Tuskegee, approved February 10th, 1881, was taken up;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 60, nays 18.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Burnett, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Dunklin, Ferrell, Fuller, Goree, Graham, Grant, Griffin, Grisham, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Ingle, Jones, Kendrick, Langdon, Moren, McAdory, McIntyre, McCall, Nevill, Orme, Powell, Purifoy, Reynolds of Henry, Russell, Shackelford, Shealy, Shorter, Smith of Dallas, Smith of Autauga, Swan, Sanford, Tatum, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Willett, Whitt—60.

Nays—Messrs. Armstrong, Bibb, Branch, Cochran, Clark, Clayton, Crawford, Dowling, Edwards, Haden, Hall, Hunt, Moragne, Porter, Raisler, Underwood of Colbert, Williams, Young of Marion—18.

## MESSAGE FROM THE SENATE.

## SENATE CHAMBER,

February 1, 1883.

*Mr. Speaker :*

The President has, in the presence of the Senate, signed the following bill, to which your signature is requested :

S. B. 175. To repeal an act to authorize the commissioners court, or court or board of county revenues of the counties of Marengo, Sumter, Montgomery, Hale, Dallas, Autauga, Wilcox, Lowndes, Russell, Monroe, Lawrence and Perry, to establish or abolish districts in which stock may be prevented from running at large, approved February 28, 1881, except in certain cases, so far as the county of Perry is concerned.

W. L. CLAY,  
Secretary.

The Speaker in the presence of the House, immediately after its title had been publicly read, signed the bill s. b. 175, whose title is set forth in the above message.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE OFFICE,

MONTGOMERY, Feb. 1, 1883.

*Mr. Speaker:*

The Governor has approved the following bills, which originated in the House:

H. B. 70. To allow the sheriffs of Conecuh, Chilton, Monroe, Jefferson, Hale, Wilcox, Calhoun, Tuscaloosa, Bibb, Butler, Pickens, Marengo and Crenshaw counties, the same compensation for executing process of any kind in the justice court as is now allowed by law for same service in the Circuit Court;

H. B. 397. To amend section three (3) of an act entitled an act to incorporate the town of Cherokee in Colbert county, approved December 7, 1871;

H. B. 588. To increase the powers of the mayor and aldermen of the city of Huntsville.

Respectfully,

W. G. HUTCHESON,

Recording Secretary.

Mr. Hamilton, from the committee on penitentiary and criminal administration, reported a substitute to the bill—  
s. b. 144. To regulate the hiring and treatment of State and county convicts;

Which was ordered to lay upon the table, and two hundred copies ordered printed.

Mr. Powell, from the committee on education, reported favorably to the bill—

H. B. 410. To amend sections 1994 and 1996 of the Code;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 64, nays 0.

Yeas—Messrs. Speaker, Aderholt, Armstrong, Adkisson, Avery, Beck of Wilcox, Berry, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Cochran, Clark, Clayton, Crawford, Dowling, Fuller, Goree, Graham, Grant, Griffin,

Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Hogue, Hunt, John, Jones, Kendrick, Kimbrough, Langdon, Moragne, McAdory, McIntyre, McCall, Orme, Porter, Powell, Purifoy, Reynolds of Talladega, Russell, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Sanford, Tatum, Tingle, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion—64.

Also, from the same committee, reported favorably to the bill—

H. B. 481. To authorize the board of directors of the State Normal School and University for the colored race at Marion, Perry county, to appropriate and expend certain educational funds to the repairing, improving and enlarging of the buildings of said normal school and university;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 57, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Adkison, Avent, Baker, Beck of Covington, Burnett, Branch, Carmichael, Cochran, Clark, Clayton, Dowling, Dunklin, Ferrell, Fuller, Goree, Grant, Grisham, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Jones, Kimbrough, Langdon, Moren, Moragne, McIntyre, McCall, Nevill, Orme, Porter, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Scarborough, Shackelford, Shealy, Shorter, Smith of Dallas, Smith of Autauga, Swan, Sanford, Tatum, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Willett, Whitt, Young of Marion—57.

#### MESSAGE FROM THE SENATE.

#### SENATE CHAMBER,

February 1, 1883.

*Mr. Speaker:*

The Senate has passed the following bills:

H. B. 2. To pay the costs in the impeachment trial of Wiley E. Jones, probate judge of Barbour county;

H. B. 167. To amend section 1 of an act, approved December 8th, 1873, to prohibit the sale or giving away of spirituous liquors within five miles of Sulphur Springs

church, Cane Creek church, Oak Bowery church, Mount Zion church, and Hebron church, in Calhoun county, and Blue Eye church, Reluge church, Patton's Chapel church, Bethel church, Forest Hill church, and the Colored People's church, (near Forest Hill,) in Talladega county, Alabama;

H. B. 323. To amend section 1544 of the Code;

And has amended, as shown respectively in each of the following bills, and passed the bills:

H. B. 448. To repeal an act entitled an act to prohibit the manufacture or sale of spirituous, vinous and malt liquors within the limits of Macon county, Alabama, approved February 26th, 1881, so far as the same relates to beat No. 3, known as Society Hill beat, in said county;

And,

H. B. 388. To fix the time of holding the circuit courts in the second judicial circuit, approved February 13, 1879;

And,

H. B. 1. To prevent the sale or exchange of cotton in the seed, in Barbour county, and sale or exchange of said cotton produced in said county.

W. L. CLAY,  
Secretary.

The first Senate amendment to H. B. 1 was concurred in—yeas 56, nays 0.

Yeas—Messrs. Speaker, Anderson, Armstrong, Adkison, Avent, Beck of Covington, Beck of Wilcox, Bibb, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Dowling, Fuller, Goree, Glover, Grant, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, Jones, Kimbrough, Moren, McIntyre, McCall, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Scarborough, Shorter, Smith of Dallas, Smith of Autauga, Swau, Sanford, Thagard, Underwood of Franklin, Vines, Walker, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—56.

The second Senate amendment to H. B. 1 was concurred in—yeas 53, nays 0.

Yeas—Messrs. Speaker, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Beck of Covington, Bibb, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Dowling, Dunklin, Ferrell, Goree, Grant, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hunt, Jones, Kimbrough, Moren, Moragne, McIntyre, Mc-

Call, Nevill, Orme, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Shorter, Smith of Dallas, Smith of Antauga, Swan, Sanford, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Williams, Whitt, Young of Marion, Young of Pickens—53.

The Senate amendment to H. B. 448 was adopted—yeas 65, nays 0.

Yeas—Messrs. Speaker, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Clayton, Dowling, Dunklin, Edwards, Fuller, Goree, Grant, Haden, Hall, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, Jones, Kendrick, Moren, McAdory, McIntyre, McCall, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Scarborough, Shackelford, Shealy, Shorter, Smith of Antauga, Swan, Sanford, Tatum, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—65.

The Senate amendment to H. B. 388, was concurred in—yeas 55, nays 0.

Yeas—Messrs. Speaker, Adelholt, Alexander, Adkison, Avent, Avery, Baker, Beck of Covington, Beck, of Wilcox, Berry, Bibb, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Dowling, Dunklin, Ferrell, Fuller, Grant, Grisham, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Jones, Kimbrough, Moren, McIntyre, McCall, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Russell, Shackelford, Shorter, Smith of Dallas, Smith of Antauga, Swan, Sanford, Tatum, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Young of Marion—55.

Mr. Powell, from the committee on education, reported favorably to the bill—

H. B. 671. To authorize the superintendent of township 5, range 12 west, in Colbert county, to sell certain lands;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 54, nays 0.

Yeas—Messrs. Alexander, Adkison, Avent, Beck of Covington, Berry, Burnett, Branch, Brewer, Brown of Tuscaloosa, Carmichael, Cochran, Clark, Dowling, Dunklin, Ferrell, Glover, Griffin, Grisham, Haden, Hawkins of Barbour,



Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Ingle, Jones, Kendrick, Moren, McIntyre, McCall, Nevill, Orme, Porter, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Shackelford, Shealy, Smith of Dallas, Smith of Autauga, Swan, Sanford, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Willett, Wharton, Whitt, Young of Pickens—54.

Also, from the same committee, reported substitute to H. B. 116; further consideration of which was postponed, and made special order for Monday next at 11 o'clock a. m.

Also, from the same committee, reported favorably to the bill—

H. B. 701. To amend an act to incorporate the Southern University at Greensboro, in the county of Greene, and for other purposes, passed January 25, 1856;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 55, nays 0.

Yeas—Messrs. Aderholt, Alexander, Armstrong, Adkison, Avent, Berry, Bibb, Brown of Tuscaloosa, Carmichael, Cochran, Dauklin, Grant, Grisham, Haden, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Ingle, John, Jones, Kendrick, Kimbrough, Moren, McIntyre, McCall, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Smith of Dallas, Smith of Autauga, Swan, Sanford, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Wharton, Whitt, Young of Marion, Young of Pickens—55.

By request of Mr. Orme, Mr. Powell, from the committee on education, presented adverse report of committee on education to H. B. 651, which was postponed and made special order for to-morrow, immediately after reading Journal.

Also, from the same committee, reported favorably to H. B. 370.

Amendments were offered to include Cherokee, Limestone, Madison, Jackson, Colbert, Franklin, Blount, Lawrence, Marion, Winston, Oulman and DeKalb.

On motion of Mr. Shackelford, the bill and amendments were re-committed to the committee on education, and made the special order for Saturday next, 12 m.

## SPECIAL ORDER.

The special order, which was the bill—

H. B. 557. To levy taxes for the use of this State and the counties thereof, was taken up;

Mr. Berry's amendment offered on yesterday, was lost.

On motion of Mr. John, the House considered the bill by sections informally as in the committee of the whole.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 1, 1883.

*Mr. Speaker:*

The Senate has originated and passed the bill:

S. B. 229. To incorporate the Alabama and Mississippi Coal Company, and ordered the same forthwith to the House without engrossment;

And also, has amended as therein shown and passed, the bill—

H. B. 249. To constitute the town of Anniston a separate school district.

W. L. CLAY,  
Secretary.

The Senate amendment to H. B. 249, was concurred in—yeas 54, nays 0.

Yeas—Messrs. Speaker, Anderson, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Burnett, Brown of Tuscaloosa, Carmichael, Clayton, Dowling, Edwards, Ferrell, Fuller, Gorce, Grant, Grisham, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Ingle John, Jones, Kendrick, Langdon, McAdory, Nevill, Ornie, Porter, Powell, Reynolds of Henry, Reynolds of Tallalega, Russell, Samford, Scarborough, Shackelford, Shealy, Simpson, Smith of Dallas, Smith of Antauga, Swan, Underwood of Franklin, Walker, Watlington, Williams, Whitt, Young of Marion, Young of Pickens—54.

The bill—

S. B. 229, the title of which is set forth in the above message, was read once and ordered to a second reading on to-morrow.

On motion of Mr. Brown, of Tuscaloosa, the committee rose.

Mr. Hammond called up his resolution in reference to a change of the rules, which was lost.

The House adjourned until to-morrow morning 9 1-2 o'clock.

### THIRTY-THIRD DAY.

#### HOUSE OF REPRESENTATIVES,

FRIDAY, February 2, 1883.

The House met pursuant to adjournment.

On the call of the roll the following members answered to their names:

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Gere, Gorce, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Antauga, Swan, Sanford, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—94.

The journal of yesterday was read and approved.

#### ENROLLED BILLS.

Mr. Browne, from committee on enrolled bills, reported as correctly enrolled, the following bills, and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills, viz:

H. B. 448. To repeal an act entitled an act to prohibit

the manufacture or sale of spirituous, vicious and malt liquors within the limits of Macon county, Alabama, approved February 26, 1881, so far as the same relates to beat No. 3, known as Society Hill beat, and to the town of Tuskegee, in said county;

H. B. 388. To amend an act to fix the time of holding the Circuit Courts in the 2d judicial circuit, approved February 13th, 1879;

H. B. 323. To amend section 1544 of the Code;

H. B. 249. To constitute the town of Anniston a separate school district;

H. B. 1. To prevent the sale or exchange of cotton in the seed in Barbour county, and sale or exchange of said cotton produced in said county;

H. B. 2. To pay the costs in the impeachment trial of Wiley E. Jones, probate judge of Barbour county;

H. B. 167. To amend section 1st of an act, approved December 8th, 1873, to prohibit the sale or giving away, of spirituous liquors within five miles of Sulphur Springs church, Cane Creek church, Oak Bowery church, Mount Zion church and Lebanon church, in Calhoun county; and Blue Eye church, Refuge church, Patton's Chapel church, Bethel church, Forest Hill church and the colored people's church (near Forest Hill), in Talladega county, Alabama.

On motion of Mr. Hawkins of Jefferson, the vote by which H. B. 370, and amendments, was on yesterday recommitted to the committee on education and made special order for Saturday at 12 m., was reconsidered;

On motion of Mr. Nesmith, further consideration of the bill and amendments was postponed and made special order for to-morrow, 11 o'clock a. m.

Mr. Powell reported H. B. 521, from the committee on education, which was recommitted to the committee on penitentiary and criminal administration.

On motion of Mr. Hamilton, the substitute for the bill s. b. 144, was taken from the table and made special order for Tuesday next, 11 o'clock a. m.

On motion of Mr. Vines, H. B. 663 was withdrawn from the committee on penitentiary and criminal administration, and recommitted to the committee on the judiciary.

## SPECIAL ORDER.

The special order, which was the adverse report of the committee on education to the—

H. B. 651. To amend sub-division 4, of section 31, article 3, of chapter 2, of an act entitled an act to organize and regulate a system of public instruction for the State of Alabama, approved February 7, 1849,

Was taken up.

On motion of Mr. Burnett, the special order was suspended, and Mr. Beck of Wilcox, from committee on local legislation, by leave, reported favorably to the bill—

H. B. 561. To authorize the court of county commissioners of Conecuh county, to issue the bonds of said county for an amount not exceeding ten thousand dollars, for the purpose of building a court house in said county;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 69, nays 1.

Yeas—Messrs. Speaker, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Wilcox, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Dowling, Edwards, Ferrell, Fuller, Goree, Glover, Grant, Griffin, Grisham, Haden, Hall, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Harris, Hogue, Hunt, Ingle, Jones, Kendrick, Kimbrough, Lang, Langdon, Nevill, Orme, Powell, Puifey, Raislet, Reynolds of Henry, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Swan, Sanford, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion—69.

Mr. Moragne voted nay.

The bill was ordered forthwith to the Senate without engrossment.

The bill H. B. 651, was ordered to a third reading forthwith; read a third time and passed—yeas 14, nays 24.

Yeas—Messrs. Aderholt, Alexander, Anderson, Avent, Avery, Beck of Wilcox, Berry, Dowling, Dunklin, Edwards, Ferrell, Goree, Glover, Graham, Griffin, Haden, Hall, Hawkins of Barbour, Hawkins of Jefferson, Harris, Jones, Kendrick, Kimbrough, Lang, Langdon, Moren, Moragne, McAdory, McIntyre, McCall, Orme, Porter, Shealy, Swan, Thagard, Underwood of Colbert, Walker, Watlington, Will-

iams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—44.

Nays—Messrs. Speaker, Bibb, Browne of Talladega, Brown of Tuscaloosa, Cochran, Clark, Clayton, Grant, Grisham, Hammond, Hawkins of Shelby, Hogue, Hunt, Ingle, Nevill, Powell, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Shackelford, Sanford, Tingle, Underwood of Colbert—24.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 2, 1883.

*Mr. Speaker :*

The Senate has originated and passed the following bills :

S. B. 232. To repeal section 3, and amend an act approved December 8, 1880, to prohibit stock from running at large in certain portions of Wilcox and Marengo counties;

S. B. 242. To amend section 4469 of the Code, (hiring of county convicts);

W. L. CLAY,

Secretary.

The bills, the titles which are set forth in the above message, were severally read once and ordered to a second reading on to-morrow.

#### MESSAGE FROM THE GOVERNOR.

EXECUTIVE OFFICE,

February 2, 1883.

*Mr. Speaker :*

The Governor has approved the following bills, which originated in the House :

H. B. 131. To amend section 1545 of the Code;

H. B. 151. For the relief of Elisha B. Lott, and his securities, as tax collector of Mobile county;

H. B. 306. To require stock buyers and shippers, in the counties of Sumter and Marengo, to file a list and description of all stock bought by them, under oath, with a justice

of the peace, and to require justices of the peace to keep a record of the same for the inspection of the public.

I am directed by his Excellency, the Governor, to communicate to the House a message in writing.

W. G. HUTCHESON,  
Recording Secretary.

MESSAGE FROM THE GOVERNOR.

MONTGOMERY, ALA., Feb. 2d, 1883.

*To the Senate and House of Representatives:*

Looking to the arrest of Mr. Vincent, the defaulting State Treasurer, the police of the principal cities of the union have been notified of his offense and flight, and furnished with a description of his person. The assistance of Pinkerton's detective agency has been secured. A description of the fugitive was furnished the Associated Press, and yesterday morning was published in nearly every daily paper in the country; but I am not authorized by law to offer any adequate reward, and this incentive to effort is lacking, and precious time is being lost. I should be instructed to offer a reward of five thousand dollars without further delay.

E. A. O'NEAL,  
Governor.

On motion of Mr. Brown, of Tuscaloosa, the above message was referred to the special joint committee on the investigation of the Treasurer's office.

Mr. Muldon, from special joint committee to examine the Auditor's and Treasurer's books, made the following report, which was received, and the committee discharged:

REPORT.

MONTGOMERY, ALA., Feb. 2, 1883.

*To the Honorable, the President of the Senate and Speaker of the House of Representatives of Alabama:*

The joint committee to examine the offices of the Auditor and Treasurer has performed its duties, as prescribed by section No. 35 of the Code of Alabama, and submit this, their report, required by section No. 36, of said Code, and that in the State's interest, the committee have extended

their examinations up to, and including January 31st, 1883.

We find reported as cash

On hand September 30, 1880.....	\$ 353,533 75
Receipts of cash for year ending Sept. 30, 1881,	719,105 10
Receipts of cash for year ending Sept. 30, 1882,	786,573 58
Receipts of cash from Oct. 1, '82, to Jan. 31, '83,	203,465 39

Aggregate total cash to be accounted for. \$2,062,677 82

#### AND EXPENDITURES

For year ending September 30, 1881.....	\$ 628,522 98
For year ending September 30, 1882.....	692,615 18
And from Oct. 1, 1882, to Jan. 31, 1883....	152,887 13

Total expenditures.....\$1,474,025 29

Leaving balance to be accounted for.....\$ 588,652 53

In addition to this balance of \$588,652 53, Mr. A. D. Crawford, the clerk of the Treasurer, informs us that there was deposited for redemption of outstanding "State Obligations," which does not appear on the books, the sum of \$2,411 14, making aggregate total to be accounted for \$591,063 67.

2. That they have carefully examined the entries in the books of both offices, comparing and checking the vouchers, warrants, certificates and receipts with said entries, and find them to agree, one with the other, and to the best of the committee's information and knowledge, were drawn in conformity with the laws regulating the same.

3. That by an accurate count, they find that there was in the State treasury on January 31, 1883, the following sums, in currency, coin, bank checks, and certificates of deposits, viz:

Currency.....	\$ 127,505 00
Currency in an envelope, on which is written "Thos. Williams' note," (the signification of which is unknown to your committee)	328 15
Gold coin.....	27,103 50



## SILVER COIN.

Amount of loose silver counted by the committee—of which there is mutilated or “punched coin,” face value of \$24 00—\$1,710 05, and four bags and one box under seal of, and therefore guaranteed by the Merchants’ and Planters’ Bank of Montgomery, containing \$1,000 each, which seals your committee did not break, but report as marked to contain \$5,000, making total silver, \$6,710 05.

Certificate of deposit of Merchants’ and Planters’ Bank of Montgomery, No. 60.....	\$	2,500	00
C. T. Pollard’s check on Merchants’ and Planters’ Bank of Montgomery.....		2,933	62
Four Alabama six per cent. bonds, each \$500, purchased under act of 1880-81, costing..		2,200	00
Memorandum, due bills, &c., of State officers, to be deducted from their respective pay accounts for month of January, 1883....		1,061	66
Total available funds.....	\$	170,341	98

4. The committee also find in the treasury the following unavailable assets, to-wit:

State obligations (Horse Shoe).....	\$	40,000	00
State certificates (Patton).....		280	00

Moneys reported by the treasurer as “uncurrent bank bills,” which consist of bills of various banks, amounting to \$1,904. Three counterfeit bills, United States currency, amounting to \$155, and a receipt signed by Geo. H. Patrick, clerk of the United States Court, dated Montgomery, Ala., May 8, 1872. Moneys paid in bills of Commercial Bank of Alabama, \$292. Aggregate total of uncurrent funds, as above, \$2,351.

Gold certificate of Northern Bank of Alabama..	\$	35	05
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Swamp land funds, viz:

State Certificates.....	\$21,341	00	
Currency.....	212	55	
			\$21,552 55
Counterfeit money, not included in amount reported as “uncurrent bank bills,”.....	\$	65	00

## ALABAMA STATE BONDS.

Twelve (12) Funding Bonds, under act, approved February 13, 1879, which have never been issued.....	\$ 6,000 00
Aggregate total unavailable assets.....	\$ 70,283 60

## CREDITS TO TREASURER.

We find the following items not charged, to-wit :

Eight (8) warrants of Auditor on Treasurer, viz; account Maimed Soldiers Fund.....	\$ 14 77
Mileage and per diem to members General Assembly.....	119 30
Military Fund.....	50 00
Aggregate.....	\$ 184 07

## INTEREST PAYMENTS ON REGISTERED BONDS.

Ten (10) checks of Treasurer amount to.....	1,065 00
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## INTEREST COUPONS.

Amount paid at Treasurer's office in Montgomery, Jan. 1st to Jan. 31st, 1883.....	9,502 00
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Total credits as above:.....	\$ 10,751 07
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6. In recapitulation of the foregoing, your committee report—

Money balance which should be in the Treasury or accounted for.....	\$ 591,063 67
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To cover which we find—

Available funds.....	\$170,341 98
Unavailable funds.....	70,283 60
Credits due Treasurer as per report	10,751 07
Credits.....	251,376 65

Apparent deficit.....	\$ 339,687 02
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Of which amount we find from telegraphic advices to His Excellency the Governor, from the State depositories in the cities of New York and Mobile, there has been paid by them interest coupons for the January interest on State bonds the sum of (about). 127,000 00

evidencing the aggregate deficit so far as  
 can now be ascertained by your committee  
 to be. . . . . \$ 212,687 02

7. Your committee would recommend at the earliest practical moment, that the requirements of the act "to authorize and require the Governor to destroy all uncurrent funds in the State Treasury, and all the six per cent. bonds that have not been issued," approved December 12, 1882, be complied with; and the unavailing assets described, be burned and destroyed as therein required.

8. Your committee further recommend that section 35 of the Code be amended so that it shall be the duty of examining committees to make the required examinations to cover for such fiscal year as the General Assembly may not be in session, and that legislation be taken so that such examinations as are provided for in said section 35 of the Code, shall also extend to the offices of all the State officers having charge of moneys belonging to the State.

9. Your committee urgently suggest that the time allowed by law is not adequate for the proper performance of the duties required of them (unless members of the General Assembly on such committees shall neglect all other duties) to make proper and critical examination of the books and papers, of the money receiving and disbursing State officials, and would recommend that legislation be taken authorizing the Governor (when in his opinion the public interest so requires; but said examinations must be ordered at least twice in each fiscal year) to at any time employ an accountant (who shall be an expert) to examine and report upon the books and accounts of the Treasurer and Auditor and of all officers of the State intrusted with the care of public moneys of the State.

All of which is respectfully submitted.

J. B. LUCKIE,  
 A. V. GARDNER,  
 A. C. DAVIDSON,

Committee on the part of the Senate.

D. G. DRINKIN,  
 JOHN W. DOWLING,

Committee on the part of the House.

SAM'L C. MULDOX,

Chairman of the Joint Committee.

On motion of Mr. Hawkins, of Jefferson, that portion of the report recommending additional legislation was referred to the committee on the judiciary.

#### BILLS ON SECOND READING.

The bills—

S. B. 106. To relieve defendants who have been admitted to bail, charged with a felony from being in the custody of the sheriff, until on the trial of such defendant, the jury retires to make up their verdict, and to relieve defendants, who have been admitted to bail, charged with a misdemeanor from being in the custody of the sheriff, until on the trial of such defendant, the jury or the county judge trying the case, should render a verdict of guilty;

S. B. 148. To provide for the collection of debts, for which the statutory estate of married women are liable when judgment is in justices court;

S. B. 163. To amend section 2234 (1626) of the Code;

H. B. 787. To authorize the Governor to offer reward in certain cases;

Were severally read the second time and referred to the committee on judiciary.

The bills—

S. B. 214. To abolish the court of county commissioners of Conecuh county;

S. B. 215. To establish a board of revenue for Conecuh county;

Were read the second time and referred to the committee on local legislation.

The bill--

S. B. 229. To incorporate the Alabama and Mississippi Coal Company;

Was read the second time and referred to the committee on corporations.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 2, 1883.

*Mr. Speaker:*

The Senate has originated and passed the bill:

S. B. 251. To amend section 2126 of the Code (relating

to general assignments), and ordered it forthwith to the House without engrossment.

W. L. CLAY,  
Secretary.

The bill--

S. B. 251, the title of which is set forth in the above message, was read once and ordered to a second reading on to-morrow.

#### REPORTS FROM STANDING COMMITTEES.

Mr. Berry, from committee on commerce and common carriers, reported favorably to H. B. 324;

The amendment of Mr. Shackelford was adopted.

On motion of Mr. Langdon, further consideration of the bill and amendment was postponed and made special order for to-morrow morning, immediately after reading Journal.

Mr. Langdon, from the committee on commerce and common carriers, reported favorably to the bill---

H. B. 190. To authorize the Railroad Commission of Alabama to prepare and recommend joint local freight rates to be used upon two or more railroads in this State, when such railroads are operated, or their operation controlled by one or more railroad companies, or by a system of railroad companies or persons;

The bill was ordered to a third reading forthwith, read a third time and passed--yeas 63, nays 0.

Yeas--Messrs. Speaker, Aderholt, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Dowling, Ferrell, Fuller, Grant, Griffin, Gresham, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Ingle, Jones, Kendrick, Kimbrough, Langdon, Moragne, Muldon, McAdory, McIntyre, McCall, Nevill, Orme, Porter, Powell, Purifoy, Raister, Reynolds of Henry, Scarborough, Shealy, Shorter, Smith of Dallas, Smith of Antanga, Swan, Sanford, Tatnm, Tingle, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Whitt, Young of Marion, Young of Pickens--63.

Also, from same committee, reported favorably to the bill---

H. B. 185. To repeal section six of an act entitled an act to provide for the regulation of railroad companies and

persons operating railroads in this State, approved February 26, 1881;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 39, nays 0.

Yeas—Messrs. Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Bibb, Branch, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Dunklin, Edwards, Ferrell, Goree, Grant, Grisham, Hawkins of Barbour, Harris, Hogue, Hunt, Ingle, Jones, Kimbrough, Langdon, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, Nevill, Porter, Powell, Purifoy, Raister, Reynolds of Henry, Reynolds of Talladega, Russell, Scarborough, Shealy, Shorter, Smith of Autauga, Swan, Sanford, Tingle, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion—59.

Also, from the same committee, reported favorably to the bill—

H. B. 187. To amend section 15 of an act to provide for the regulation of railroad companies and persons operating railroads in this State, approved February 26, 1881;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 58, nays 0.

Yeas—Messrs. Aderholt, Anderson, Adkison, Avent, Avery, Beck of Wilcox, Berry, Branch, Brewer, Brown of Tuscaloosa, Carmichael, Cochran, Clark, Dowling, Edwards, Ferrell, Fuller, Goree, Grant, Grisham, Haden, Hammond, Hawkins of Barbour, Hawkins of Shelby, Hogue, Hunt, Jones, Kimbrough, Langdon, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, Nevill, Porter, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Shealy, Shorter, Smith of Dallas, Smith of Autauga, Swan, Sanford, Tingle, Thagard, Underwood of Franklin, Vines, Walker, Williams, Willett, Wharton, Whitt, Young of Marion—58.

Also, from the same committee, reported favorably to the bill—

H. B. 189. To repeal section 26 of an act to provide for the regulation of railroad companies and persons operating railroads in this State, approved February 26, 1881;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 55, nays 0.

Yeas—Messrs. Aderholt, Alexander, Anderson, Armstrong, Avery, Baker, Beck of Covington, Beck of Wilcox,

Berry, Brown of Tuscaloosa, Clark, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Gere, Gorce, Glover, Grant, Grisham, Hammond, Hawkins of Barbour, Hawkins of Shelby, Hogue, Hunt, Jones, Kimbrough, Langdon, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, Nevill, Porter, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Scarborough, Smith of Dallas, Smith of Autanga, Swan, Tingle, Thagard, Underwood of Franklin, Vines, Walker, Williams, Willett, Whitt—55.

Also, from same committee, reported favorably to the bill—

H. B. 193. To require railroad companies, and persons operating any railroads in this State, to keep such books of accounts as will clearly, correctly and distinctly set forth and show the earnings, receipts and expenditures of said railroads;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 45, nays 8.

Yeas—Messrs. Aderholt, Alexander, Anderson, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Cochran, Clark, Dunklin, Ferrell, Fuller, Gere, Grant, Grisham, Hawkins of Shelby, Hunt, Ingle, Kimbrough, Lang, Langdon, Moren, Moragne, Muldon, McIntyre, McCall, Nevill, Powell, Purifoy, Raisler, Reynolds of Talladega, Samford, Shackelford, Swan, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Williams, Wharton, Whitt, Young of Marion—45.

Nays—Messrs. Brown of Tuscaloosa, Hawkins of Jefferson, Jones, Kendrick, McAdory, Porter, Swan, Watlington—8.

#### MESSAGE FROM THE GOVERNOR.

Montgomery, Ala., February 2, 1883.

*To the Senate and House of Representatives:*

Herewith I lay before you the report of Eugene Allen Smith, State Geologist, for the years 1881 and 1882, with maps and engravings.

E. A. O'NEAL,  
Governor.

On motion of Mr. John, the Report was ordered to lay upon the table and 500 copies ordered printed.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 2, 1883.

*Mr. Speaker:*

- The Senate has originated and passed the bill—  
s. B. 255. To more effectually secure competent and well  
qualified jurors in the several counties of this State;  
And ordered the same to the House without engrossment.  
WM. L. CLAY,  
Secretary.

• The bill, s. B. 255, whose title is set forth in the above  
message, was read once and ordered to a second reading on  
to-morrow.

Also, from the same committee, reported favorably to H.  
B. 191;

The bill was ordered to a third reading forthwith;

Mr. Muldon moved to reconsider vote by which bill was  
ordered to a third reading;

• Pending consideration, the hour of 12 1-2 p. m. having  
arrived, the

## SPECIAL ORDER,

Which was the bill—

H. B. 557. To levy taxes for the use of this State and  
the counties thereof;

Was taken up.

The House resumed consideration of the bill by sections,  
informally, as in the committee of the whole;

The committee rose, and—

By leave, Mr. Hawkins of Jefferson, offered a resolution  
relative to changing the rules, which laid over until to-mor-  
row.

Pending consideration of H. B. 557;

The House adjourned until to-morrow morning, 9 1-2  
o'clock.



## THIRTY-FOURTH DAY.

## HOUSE OF REPRESENTATIVES,

SATURDAY, February 3, 1883.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Avent, of the House.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tusculooosa, Broyles, Carmichael, Cochran, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Long, Langdon, Moren, Morague, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Antunga, Swan, Sanford, Tatnum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marien, Young of Pickens--95.

The journal of yesterday was read and approved.

## ENGROSSED BILLS.

## HOUSE OF REPRESENTATIVES,

February 3, 1883.

*Mr Speaker:*

The committee on engrossed bills have examined the following bills, and find them correctly engrossed, viz:

House bills numbers 671, 481, 410, 701, 333.

C. C. SHORTER,

Chairman.

Indefinite leave of absence was granted Messrs. Aderholt, Berry, Russell, and Orme.

Mr. Smith, of Dallas, was granted leave of absence until Tuesday, Mr. John on Monday, and Mr. Armstrong for one day.

By leave, Mr. Hamilton, from the judiciary committee, reported favorably, with amendment, to the bill—

H. H. 787. To authorize the Governor to offer a reward in certain cases;

The amendment was adopted;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 71, nays 2.

Yeas---Messrs. Speaker, Alexander, Anderson, Adkison, Avent, Avery, Baker, Beck of Wilcox, Branch, Brewer, Browne of Talladega, Brown of Tnscaleosa, Broyles, Carmichael, Cochran, Clayton, Dowling, Dnnklin, Edwards, Ferrell, Fuller, Goree, Glover, Graham, Grant, Griffin, Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Ingle, John, Jones, Kendrick, Kimbrough, Langdon, Moren, Moragne, Muldon, McAdory, McCall, Nevill, Nesmith, Porter, Powell, Puriloy, Reynolds of Henry, Reynolds of Talladega, Sanlord, Scarborough, Shackelford, Shealy, Simpson, Smith of Autauga, Swan, Sanlord, Underwood of Franklin, Vines, Walker, Williams, Willett, Wood, Whar-ton, Whitt, Young of Marion, Young of Pickens—71.

Nays---Messrs. Underwood of Colbert, and Watlington—2.

The bill was ordered forthwith to the Senate, without engrossment.

On motion of Mr. Brown, of Tnscaleosa, the vote by which the House on yesterday ordered printed 500 copies of the report of Eugene A. Smith, State Geologist, was reconsidered;

The motion to print the report was laid on the table.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 3, 1883.

*Mr. Speaker:*

The Senate has originated and passed the following bills:

S. B. 166. To amend section 28 of an act entitled an act to provide for the regulation of railroad companies and persons operating railroads in this State, approved February 26, 1881;

s. B. 169. To punish any person who shall be maliciously concerned in causing an accident on any railroad, engine, or car, by which the death of a human being is produced;

s. B. 170. To punish any servant of any corporation, or person owning or operating any railroad in this State, who shall, in consequence of his intoxication, or any gross or willful misconduct, or negligence, cause any loss of human life, or the breaking of a limb in the operation of any railroad in this State;

s. B. 311. To amend section six (6) of an act to amend sections 1385, 1388, 1393, 1395 and 1396 of the Code, approved December 12th, 1882.

WM. L. CLAY,  
Secretary.

The bills, the titles of which are set forth in the above message, were severally read once, and ordered to a second reading on to-morrow.

Mr. Moren offered a joint resolution authorizing the Governor to offer a reward not exceeding \$5,000 for the defaulting State Treasurer;

Which was adopted.

#### SPECIAL ORDER.

The special order, which was the substitute for the bill—  
H. B. 661. To authorize the State to invest its surplus revenues in the adjustment and settlement of the indebtedness of the counties of Chambers, Lee, Pickens, Randolph and Tallapoosa;

The title was amended to correspond;

The substitute was adopted;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 68, nays 4.

Yeas—Messrs. Speaker, Alexander, Anderson, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Dunklin, Edwards, Ferrell, Goree, Graham, Grant, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Jones, Kendrick, Kimbrough, Langdon, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, Nevill, Porter, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega,

Samford, Scarborough, Shackelford, Shealy, Shorter, Smith of Antanga, Swan, Sanford, Tatum, Tingle, Thagard, Underwood of Franklin, Vines, Watlington, Willett, Wood, Wharton, Young of Pickens—68.

Nays---Messrs. Bibb, Underwood of Colbert, Whitt, Young of Marion—4.

# MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 3, 1883.

*Mr. Speaker:*

The Senate has passed the following bills:

H. B. 247. To require the solicitors of this State to make annual reports to the Attorney-General of the number of persons prosecuted upon criminal charges during the year preceding in each of the counties in their respective jurisdictions, the character of the alleged offenses, the result of the trials, and the punishment imposed;

H. B. 65. To amend an act entitled an act to amend section 2681 of the Code, approved March 1st, 1881;

H. B. 338. To amend section 1807 of the Code;

And has amended as therein shown, and passed the bill---

H. B. 621. To amend the charter of the town of Union Springs;

And has adopted a joint resolution, as follows:

*Resolved by the Senate, the House of Representatives concurring,* That fifteen hundred copies of the report of the State Geologist for the years 1881-82 be printed, and bound in cloth, at a cost for binding not to exceed 25 cents per volume.

*Resolved, further,* That five hundred copies of the said report be placed at the disposal of the State Geologist for gratuitous distribution.

W. L. CLAY,

Secretary.

The Senate joint resolution was adopted.

On motion of Mr. Powell, the bill, H. B. 621, and Senate amendments, were ordered to lie on the table.

The following resolution, offered by Mr. Hawkins, of Jefferson, on yesterday was taken up and adopted:

*Resolved by the House,* That after Saturday, February 3,

this House shall meet at 9½ a. m. and adjourn at 2 p. m., and meet again at 4 p. m. and adjourn at pleasure, and that the evening session shall be devoted to reports from committees and to the consideration of bills and resolutions on their passage.

By leave, Mr. Beck, from the committee on local legislation, reported substitute to the bill—

H. B. 45. To amend the 1st section of an act approved the 5th day of February, 1877, to reduce the number of grand and petit jurors in Geneva county;

The substitute was adopted;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 67, nays 0.

Yeas—Messrs. Speaker, Alexander, Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Dowling, Dunklin, Ferrell, Fuller, Goree, Glover, Grant, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Harris, Hogue, Hunt, Ingle, Jones, Kendrick, Kinbrough, Langdon, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, Nevill, Porter, Powell, Purifoy, Raister, Reynolds of Henry, Reynolds of Talladega, Sanford, Scarborough, Shackelford, Shealy, Shorter, Smith of Antanga, Swan, Tattn, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Whitt, Young of Pickens—67.

The bill was ordered to the Senate forthwith without engrossment.

Mr. Shorter offered a resolution authorizing the enrolling clerk to employ an assistant.

Mr. Brown, of Tuscaloosa, offered the following substitute which was adopted:

*Resolved*, That the Clerk of the House be, and is hereby authorized to employ such assistance, for the remainder of the session, as may be necessary for the proper dispatch of the business.

#### MESSAGE FROM THE SENATE.

#### SENATE CHAMBER,

February 3, 1883.

*Mr. Speaker:*

The Senate has concurred in the House joint resolution

offering to sustain the Governor of the State in offering a reward for the defaulting Treasurer of the State.

W. L. CLAY,  
Secretary.

#### FIRST SPECIAL ORDER.

The special order, which was H. B. 324, was taken up, and on motion of Mr. Langdon its further consideration was postponed and made the special order for Tuesday morning, immediately after reading the journal.

#### SECOND SPECIAL ORDER.

The second special order, which was H. B. 191, was taken up, and on motion of Mr. Langdon the vote by which the bill was ordered to a third reading on yesterday was reconsidered, and the bill and amendments were recommitted to the committee on commerce and common carriers.

#### THIRD SPECIAL ORDER.

The third special order, which was H. B. 370; amendments were offered including Walker, Crenshaw, Fayette, Winston, Tallapoosa, Elmore and Etowah, in the provisions of the bill;

On motion of Mr. Hammond, the bill and amendments were indefinitely postponed.

#### BILLS ON SECOND READING.

The bills—

s. B. 255. To more effectually secure competent and well qualified jurors in the several counties of this State;

s. B. 251. To amend section 2126 of the Code;

Were severally read the second time and referred to the committee on the judiciary.

The bill—

s. B. 232. To repeal section 3 and amend an act approved December 8, 1880, to prohibit stock from running at large in certain portions of Wilcox and Marengo counties;

Was read the second time and referred to the committee on local legislation.

The bill—

S. B. 242. To amend section 4469 of the Code;

Was read the second time and referred to the committee on penitentiary and criminal administration.

#### REPORTS OF STANDING COMMITTEES.

Mr. Langdon, from the committee on commerce and common carriers, reported favorably with amendments to H. B. 191;

On motion of Mr. Wood, the bill and amendments were recommitted to the committee on the judiciary;

Also, from the same committee, reported favorably to the bill—

H. B. 188. To repeal sections 5 and 33 of an act to provide for the regulation of railroad companies and persons operating railroads in this State, approved February 26, 1881;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 50, nays 3.

Yeas—Messrs. Alexander, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Burnett, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Cochran, Dowling, Dunklin, Edwards, Ferrell, Fuller, Graham, Grant, Grisham, Hall, Hawkins of Barbour, Hawkins of Jefferson, Harris, Hogue, Ingle, Kendrick, Kimbrough, Lang, Langdon, Moren, Muldon, McIntyre, McCall, Nevill, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Scarborough, Shorter, Smith of Autauga, Swan, Tatum, Thagard, Vines, Walker, Watlington, Willett, Wharton, Whitt—50.

Nays—Messrs. Hamilton, Hammond, Wood—3.

Also, from the same committee, reported favorably to the bill—

H. B. 191. To provide that any determination of any matter by the Railroad Commission of Alabama in the course of proceedings before said commission, relating to the regulation or supervision of the said commission, proof of the fact of such determination, so made by the said commission, shall be received in all courts, or other proceedings at law, or in equity, or before any officer, as *prima facie* evidence that such determination of such matter by the said commission, was right and proper;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 50, nays 2.

Yeas—Messrs. Avent, Avery, Beck of Covington, Beck of Wilcox, Bibb, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Dowling, Dunklin, Ferrell, Fuller, Gere, Graham, Grant, Grisham, Hall, Hawkins of Barbour, Hawkins of Jefferson, Harris, Hogue, John, Jones, Kendrick, Kimbrough, Langdon, Moren, Muldon, McAdory, McIntyre, McCall, Nevill, Porter, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Scarborough, Shealy, Shorter, Smith of Autauga, Sanford, Underwood of Franklin, Vines, Walker, Willett, Whitt, Young of Marion—50.

Nays—Messrs. Hamilton and Wood.

Also, from same committee, reported favorably, with amendment to the bill—

H. B. 386. To regulate the weight of a bushel of cotton seed ;

The amendment was adopted.

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 47, nays 11.

Yeas—Messrs. Alexander, Anderson, Avent, Avery, Beck of Covington, Beck of Wilcox, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Dowling, Dunklin, Edwards, Ferrell, Fuller, Gere, Glover, Grant, Griffin, Hall, Hamilton, Hammond, Hawkins of Barbour, Hogue, Ingle, John, Kendrick, Langdon, Moren, McAdory, McIntyre, McCall, Nevill, Nesmith, Raisler, Reynolds of Henry, Shackelford, Shealy, Simpson, Smith of Autauga, Sanford, Underwood of Franklin, Vines, Wood, Wharton, Whitt, Young of Marion—47.

Nays—Messrs. Clark, Graham, Harris, Kimbrough, Moragne, Porter, Reynolds of Talladega, Underwood of Colbert, Walker, Williams, Willett—11.

Also, from the same committee, reported favorably to the bill—

H. B. 658. To amend section 4373 of the Code ;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 56, nays 2.

Yeas—Messrs. Anderson, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Broyles, Clark, Clayton, Dunklin, Edwards, Ferrell, Fuller, Gere, Goree, Grant, Grisham, Hawkins of Barbour, Hawkins of Jefferson, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, Moren, Morague, McAdory, Mc-



Intyre, Porter, Raisler, Reynolds of Henry, Shackelford, Shealy, Simpson, Smith of Autauga, Swan, Sanford, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Wood, Wharton, Whitt, Young of Marion, Young of Pickens---56.

Nays---Messrs. Cochran and Haden---2.

Also, from same committee, reported favorably a---

Joint Memorial of the General Assembly of Alabama, to the Congress of the United States, praying for the passage of a bill to aid in the construction of the Gulf and Chicago Air Line Railroad ;

The memorial was adopted.

#### MESSAGE FROM THE GOVERNOR.

#### EXECUTIVE OFFICE,

February 3, 1883.

*Mr. Speaker :*

The Governor has approved the following bills, which originated in the House :

H. B. 167. To amend section one of an act, approved December 8, 1873, to prohibit the sale, or giving away of spirituous liquors within five miles of Sulphur Springs Church, Cane Creek Church, Oak Bowery Church, Mount Zion Church, and Hebron Church, in Calhoun county ; and Blue Eye Church, Refuge Church, Patton's Chapel Church, Bethel Church, Forest Hill Church, and the colored people's church (near Forest Hill) in Talladega county, Alabama ;

H. B. 2. To pay the costs in the impeachment trial of Wiley E. Jones, probate judge of Barbour county ;

H. B. 323. To amend section 1544 of the Code ;

H. B. 388. To amend an act to fix the time of holding the Circuit Courts in the second judicial circuit, approved February 13, 1879 ;

H. B. 249. To constitute the town of Anniston a separate school district ;

W. G. HUTCHESON,  
Recording Secretary.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 3, 1883.

*Mr. Speaker :*

The Senate has adopted a joint memorial :

s. 334. Asking the passage by the Congress of the United States of Senate bill 2424, relating to improvements in Mobile harbor, and asking its immediate transmission by the Governor ;

W. L. CLAY,  
Secretary.

The memorial, s. 334, was concurred in ;  
The hour of 12 1-2 having arrived, the

## SPECIAL ORDER

Which was the bill—

H. B. 557. To levy taxes for the use of this State and the counties thereof ;

Was taken up, and its consideration was resumed by sections informally as in the committee of the whole.

On motion of Mr. John, the House rose.

Mr. Burnett gave notice that he would move to reconsider the vote by which H. B. 370 was indefinitely postponed.

By leave bills were introduced :

By Mr. John---

H. B. 788. To carry into effect any plan or scheme for the compromise, adjustment and settlement of the existing indebtedness of the late corporation known as the city of of Selma, which may be agreed upon between the creditors of the said city of Selma and the commissioners of the city of Selma, appointed under and by virtue of an act to vacate and annul the charter and dissolve the corporation of the city of Selma, and to provide for the application of the assets thereof to the payment of the debts thereof, approved December 11, 1882 ;

Also,

H. B. 789. In relation to the recording and indexing of deeds, mortgages, liens and other conveyances in the county of Dallas ;

By Mr. Tatum---

H. B. 790. To prohibit the buying or selling, or dealing in futures;

Which were severally read once and ordered to a second reading on Monday.

Mr. Gere offered a petition, which was referred to the committee on temperance.

The House adjourned until to-morrow morning 9 1-2 o'clock.

### THIRTY-FIFTH DAY.

HOUSE OF REPRESENTATIVES,

MONDAY, February 5, 1883.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Hecht, of Montgomery.

On the call of the roll the following members answered to their names:

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Antauga, Swan, Sanford, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—91.

The journal of Saturday was read and approved.

Indefinite leave of absence was granted Mr. Scarborough on account of sickness.

On motion of Mr. Brown of Tuscaloosa, the rules were so amended as to provide that the House shall, hereafter,

meet at 10 o'clock of each morning, instead of 9 1-2 o'clock, as heretofore.

#### ENGROSSED BILLS.

#### HOUSE OF REPRESENTATIVES,

February 3, 1883.

*Mr. Speaker :*

The committee on engrossed bills, have examined the following bills and find them correctly engrossed :

House bills numbers 651, 190, 196, 187, 185, 189.

C. C. SHORTER,  
Chairman.

#### ENROLLED BILLS.

Mr. Browne, from committee on enrolled bills, reported as correctly enrolled, the following bills, and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills, viz :

H. B. 247. To require the solicitors of this State to make annual reports to the Attorney-General, of the number of persons prosecuted upon criminal charges during the year preceding, in each of the counties in their respective jurisdictions, the character of the alleged offenses, the result of the trials, and the punishments imposed ;

H. B. 338. To amend section 1807 of the Code ;

H. B. 65. To amend an act entitled an act to amend section 2681 of the Code, approved March 1st, 1881.

Mr. Hamilton, from judiciary committee, by leave, reported favorably to the bill—

s. B. 138. To define some of the duties of the State Board of Health ;

The bill was ordered to a third reading forthwith ; read a third time ;

On motion of Mr. Walker, the vote ordering the bill to a third reading, was reconsidered ;

Mr. Walker offered an amendment, which was adopted ;

Mr. Kimbrough offered an amendment, which was adopted ;

The bill, s. B. 138, as amended, was ordered to a third reading forthwith ; read a third time and passed—yeas 42, nays 17.

Yeas—Messrs. Speaker, Alexander, Anderson, Adkison,

Avent, Avery, Beck of Covington, Beck of Wilcox, Burnett, Brewer, Clark, Dowling, Dunklin, Ferrell, Gere, Grant, Grisbani, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Kendrick, Lang, Moren, Moragne, Mndon, Nevill, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Sanford, Shackelford, Shorter, Swan, Tatum, Thagard, Vines, Walker, Whitt—42.

Nays—Messrs. Brown of Tuscaloosa, Edwards, Goree, Glover, Haden, Ingle, Jones, McAdory, Nesmith, Porter, Raisler, Smith of Autauga, Underwood of Colbert, Underwood of Franklin, Williams, Willett and Wood—17.

The bill was ordered to the Senate forthwith, without engrossment.

On motion of Mr. Burnett, the vote by which---

H. B. 370. To create the office of township trustees of public schools, and to provide for the election of the county superintendents of education and township trustees in Lamar county;

Was lost, was reconsidered;

The bill was so amended as to include the following counties, viz: Cherokee, Limestone, Madison, Jackson, Colbert, Franklin, Blount, Lawrence, Marion, Cullman, DeKalb, Walker, Crenshaw, Fayette, Winston, Tallapoosa, Elmore, Etowah and Dale, and the title was amended to correspond therewith;

The bill, as amended was ordered to a third reading forthwith; read a third time and passed—yeas 63, nays 3.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Adkison, Avent, Baker, Beck of Covington, Bibb, Branch, Brewer, Brown of Tuscaloosa, Carmichael, Cowart, Clayton, Dowling, Edwards, Fuller, Goree, Glover, Grant, Haden, Hawkins of Barbour, Hawkins of Shelby, Hogue, Hunt, Ingle, Jones, Kendrick, Kimbrough, Lang, Langdon, Moren, Moragne, McAdory, McCall, Nevill, Nesmith, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Russell, Sanford, Scarborough, Shealy, Shorter, Smith of Autauga, Swan, Sanford, Tatum, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Wharton, Whitt, Young of Marion, Young of Pickens—63.

Nays—Messrs. Hamilton, Hawkins of Jefferson, Orme—3.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 5, 1883.

*Mr. Speaker :*

The Senate has passed the bill—

H. B. 649. To authorize the board of revenue and board commissioners of Mobile county, to increase the compensation of the treasurer of Mobile county.

Also, has concurred in House amendment to the bill—

S. 111. Joint resolution and memorial to Congress of United States, asking passage of bill (S. 1667), granting certain franchise to St. Louis, Montgomery and Florida Railroad and Immigration Company.

W. L. CLAY,  
Secretary.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 5, 1883.

*Mr. Speaker :*

The Senate has originated and passed the following bills:

S. B. 236. To further regulate the payment of the fine and forfeiture fund script of Sumter, Pickens and Randolph counties;

S. B. 235. To further regulate the payment of the general fund script of Sumter county;

S. B. 188. To amend an act to amend section 2468 of the Code, approved March 1st, 1881;

S. B. 217. To define and punish the offense of attempting to kill;

S. B. 164. To authorize the Railroad Commission of Alabama to co-operate with the railroad commissioners of other States having railroad commissions, in recommending joint rates to said companies on lines extending out of the State of Alabama and into other States, so as to avoid the effect of unjust discrimination by combined local rates, or otherwise;

S. B. 168. To prevent railroad corporations, or persons operating railroads in this State, from transporting gunpow-

der, dynamite, nitro-glycerine, or like explosive articles, in any baggage, mail, express, or passenger car in this State;

s. B. 193. To prevent monopolies in the transportation of freight, and to secure free and fair competition in the same.

W. L. CLAY,  
Secretary.

The bills, the titles of which are set forth in the above message, were severally read once, and ordered to a second reading on to-morrow.

Mr. Hamilton, from the judiciary committee, to which was referred the resolution of the House, instructing the committee to inquire into the powers of the Governor over sheriffs of this State, and the propriety of additional legislation thereon, to which was referred the House bill No. 745:

H. B. 745. To authorize the Governor of the State to suspend sheriffs and tax collectors from exercising said functions of their office in cases of dereliction of duty;

Reported the bill back to the House, in answer to the resolution, and recommended the passage of said bill.

The bill, H. B. 745, was ordered to a third reading forthwith, read a third time and passed—yeas 53, nays 19.

Yeas—Messrs. Speaker, Adesholt, Alexander, Anderson, Adkison, Avent, Avery, Baker, Beck of Wilcox, Brewer, Brown of Tuscaloosa, Broyles, Crawford, Dowling, Dunk, lin, Ferrell, Goree, Graham, Grant, Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby-Harris, Kimbrough, Lang, Langdon, Moragne, Muldow, McAdory, McCall, Neville, Orme, Powell, Purifoy, Rey, nolds of Talladega, Russell, Sanford, Shackelford, Sbealy-Smith of Antunga, Swan, Sanford Thagard, Underwood of Franklin, Vines, Walker, Wood, Wharton, Whitt, Young of Marion—53.

Nays—Messrs. Bibb, Branch, Clark, Clayton, Edwards, Fuller, Glover, Haden, Hogue, Hunt, Jones, Porter, Raisler, Tingle, Underwood of Colbert, Watlington, Williams, Willett, Young of Pickens—19.

The bill was ordered to the Senate forthwith without engrossment.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 5, 1883.

*Mr. Speaker :*

The President has, in the presence of the Senate, signed the following joint memorials :

s. 111. Joint resolution and memorial to Congress of the United States, asking passage of bill (Senate 1667) granting certain franchises to St. Louis, Montgomery and Florida Railroad and Immigration Company ;

s. 334. Joint memorial asking the passage by the Congress of the United States of Senate bill No. 2424, and joint resolution asking its immediate transmission by the Governor.

W. L. CLAY,  
Secretary.

The Speaker, in the presence of the House, immediately after their titles had been publicly read, signed the joint memorials, whose titles are set forth in the above message.

Mr. Hamilton, from the judiciary committee, reported a substitute for the bill—

n. b. 681. To provide for the safe deposit of the funds of the State ;

The substitute was adopted ;

Mr. Hawkins, of Barbour, offered an amendment including the city of Eufaula as one of the State's depositories ;

Mr. McAdory moved to include the city of Birmingham ;

Mr. Browne, of Tuscaloosa, moved to include the city of Tuscaloosa ;

All of which amendments were adopted ;

Mr. Dowling offered an amendment, which was lost ;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 64, nays 6.

Yeas—Messrs. Speaker, Anderson, Adkison, Avent, Avery, Baker, Beck of Wilcox, Bibb, Burnett, Branch, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Dowling, Dunklin, Ferrell, Fuller, Goree, Glover, Graham, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Ingle, Jones, Kendrick, Kimbrough, Lang, Langdon, Moren, Moragne,



McAdory, McIntyre, McCall, Neville, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Shackelford, Shealy, Shorter, Swan, Sanford, Tingle, Thagard, Underwood of Franklin, Watlington, Williams, Willett, Wood, Whitt—64.

Nays—Messrs. Alexander, Edwards, Orme, Wharton, Young of Marion, Young of Pickens—6.

Mr. Whitt moved to reconsider the vote by which the bill, H. B. 681, was passed ;

On motion of Mr. Hamilton, the motion to reconsider was laid upon the table ;

On motion of Mr. Hamilton, the bill was ordered to the Senate forthwith without engrossment.

Mr. Brown, of Tuscaloosa, from the committee on ways and means, reported favorably to the bill, H. B. 558, and on his motion the consideration of the same was postponed and made special order for 11:30 a. m. to-morrow, and from day to day thereafter until disposed of.

#### SPECIAL ORDER.

The bill—

H. B. 116. To make additional appropriations to public schools ;

The substitute was adopted ;

Mr. Avery offered an amendment, which was lost ;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 75, nays 2.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Avent, Avery, Beck of Covington, Bibb, Burnett, Branch, Brown of Tuscaloosa, Carmichael, Cochran, Cowart, Clark, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, Jones, Kendrick, Kimbrough, Lang, Langdon, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, Orme, Porter, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Sanford, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Wharton, Young of Marion, Young of Pickens—75.

Nays—Messrs. Neville and Whitt—2.

Messrs. Griffin, and Browne of Talladega, were granted leave of absence on account of sickness.

#### MESSAGE FROM THE GOVERNOR.

MONTGOMERY, Ala., Feb. 5, 1883.

*Mr. Speaker:*

The Governor has approved the following bills, which originated in the House:

H. B. 1. To prevent the sale or exchange of cotton in the seed, in Barbour county, and sale or exchange of said cotton produced in said county;

H. B. 65. To amend an act entitled an act to amend section 2681 of the Code, approved March 1st, 1881;

H. B. 247. To require the solicitors of this State to make annual reports to the Attorney General of the number of persons prosecuted upon criminal charges during the year preceding in each of the counties in their respective jurisdictions, the character of the alleged offenses, the result of the trials and the punishments imposed;

H. B. 338. To amend section 1807 of the Code.

W. G. HITCHESON,  
Recording Secretary.

#### BILLS ON SECOND READING.

The bills—

S. B. 166. To amend section 28 of an act entitled an act to provide for the regulation of railroad companies and persons operating railroads in this State, approved February 26, 1881;

S. B. 169. To punish any person who shall be maliciously concerned in causing an accident to any railroad, engine or car, by which the death of a human being is produced;

S. B. 170. To punish any servant of any corporation or person owning or operating any railroad in this State, who shall in consequence of his intoxication, or any gross or willful misconduct, or negligence, causing loss of human life, or the breaking of a limb, in the operation of any railroad in this State;

Were severally read the second time and referred to the committee on commerce and common carriers.

The bill—

H. B. 790. To prohibit the buying or selling, or dealing in futures;

Was read the second time and referred to the committee on judiciary.

The bill—

S. B. 311. To amend section 6 of an act to amend sections 1385, 1388, 1393, 1395 and 1396, of the Code, approved December 12, 1882;

Was read the second time and referred to the committee on local legislation.

The bills—

H. B. 788. To carry into effect any plan or scheme for the compromise, adjustment, and settlement of the existing indebtedness of the late corporation known as the city of Selma, which may be agreed upon between the creditors of the said city of Selma, and the commissioners of the city of Selma, appointed under and by virtue of an act to vacate and annul the charter, and dissolve the corporation of the city of Selma, and to provide for the application of the assets thereof, to the payment of the debts thereof, approved December 11, 1882;

H. B. 789. In relation to the recording and indexing of deeds, mortgages, liens and other conveyances in the county of Dallas;

Were severally read the second time and referred to the committee on corporations.

#### CALL OF THE COUNTIES.

On the call of the counties, bills were introduced:

By Mr. Smith, of Antanga---

H. B. 791. To permanently locate the county seat of Antanga county;

By Mr. Tatum---

H. B. 792. To prohibit the sale or giving away of spirituous, vinous or malt liquors within three miles of the court house in Baldwin county;

By Mr. Lang---

H. B. 793. To preserve order at Mount Zion camp ground, in Barbour county;

By Mr. Shorter---

H. B. 794. To prevent the sale of spirituous, vinous or malt liquors, or intoxicating bitters, at or within a radius of

three miles of Cowick's Baptist church, one and a half miles of Providence Methodist church, in Barbour county;

Also,

H. B. 795. To provide compensation to circuit judges and chancellors for extra services performed by them;

By Mr. Wharton—

H. B. 796. To repeal section six of an act entitled an act to regulate the fine and forfeiture fund of certain counties, approved February 13, 1879, so far as Blount county is concerned;

By Mr. Dunklin—

H. B. 797. To amend sections 3, 4, 8 and 11 of an act to incorporate the city of Greenville, approved March 9, 1871;

By Mr. Edwards—

H. B. 798. To repeal section 9 of an act entitled an act to authorize the probate judge of Chilton county to order elections in certain cases to determine whether spirituous, vinous or malt liquors shall be sold, given away, or otherwise disposed of in said county, or in any beat or incorporated city or town therein, approved February 26, 1881;

By Mr. Alexander—

H. B. 799. To amend section 2224 of the Code;

By Mr. Underwood, of Colbert—

H. B. 800. To repeal section 4369 of the Code, which prohibits the sale of farm products between the hours of sunset and sunrise;

Also,

H. B. 801. To amend an act entitled an act to amend section 4369 of the Code;

By Mr. Burnett—

H. B. 802. To authorize private business corporations which may hereafter be organized under the provisions of article 7, chapter 1, part 2, title 1, of the Code, to hold stockholders' and directors' meetings, and do corporate acts, in other States of the Union;

Also,

H. B. 803. To provide for the prosecution of cases removed from any court in this State to the federal courts, in which the State is a party;

Also,

H. B. 804. To allow spirituous, vinous or malt liquors, or intoxicating bitters, to be sold in Castleberry beat, No. 6,

in Conecuh county, upon the prescription of a practicing physician ;

By Mr. Thagard—

H. B. 805. To repeal an act, approved February 10, 1881, to amend section 290, except so far as the same applies to returning officers ;

Also,

H. B. 806. To prevent destroying of game in beats 1, 2, 3, 4 and 13 of Crenshaw county ;

By Mr. Watlington—

H. B. 807. To prevent camp hunting in the county of Cullman ;

Also,

H. B. 808. To amend sections 4459 and 4460 of the Code, (provides for the payment of witnesses for the State and defendant in criminal cases, in the circuit courts of this State) ;

By Mr. Dowling—

H. B. 809. To establish Haw Ridge school district, from a portion of Dale and Coffee counties ;

Also,

H. B. 810. To amend the charter of the town of Ozark, in Dale county ;

Also,

H. B. 811. To require the Governor to have made, or purchase for the use of the State, a fire-proof safe, for the deposit of State securities and other funds of the State, under regulations herein required ;

By Mr. Whitt—

H. B. 812. To define the liability of employer of workman for injuries received by the workman while in the service of the employer ;

By Mr. Moragne—

H. B. 813. To incorporate Gadsden Fire Company No. 1, of Gadsden, Alabama ;

Also,

H. B. 814. To amend section 4207 of the Code, as amended by act of the General Assembly, approved February 13, 1879 ;

By Mr. Sanford—

H. B. 815. To amend section 5033 of the Code ;

Also,

H. B. 816. To prescribe certain duties of justices of the

peace, notaries public, and constables, and to secure fees in certain cases;

By Mr. Anderson---

H. B. 817. To better secure a uniformity in, and to better provide for the preservation of the records of the justices of the peace and notaries public exercising the duties of justices of the peace;

By Mr. Avery---

H. B. 818. To empower the court of county commissioners of Hale county to extend the limits of the Canabrake Agricultural District in said county, or to establish new or separate agricultural districts in said county, upon petition of a majority of land owners in any beat or district to be affected thereby;

H. B. 819. To amend the first section of an act entitled an act to establish the Canabrake Agricultural District, to provide for the securing of the same, and the management of its affairs, approved January 2, 1874;

By Mr. Reynolds, of Henry---

H. B. 820. To prevent the entire obstruction of the big Abba creek, in Henry county, by or with fish traps;

By Mr. Hawkins, of Jefferson---

H. B. 821. Regulating fines and forfeitures in Jefferson county;

Also,

H. B. 822. To amend section 2234 of the Code;

By Mr. McAdory---

H. B. 823. To change the boundary line between the counties of Jefferson and Shelby;

Also,

H. B. 824. To prevent the evil practice of trading in fixtures;

By Mr. Simpson---

H. B. 825. To secure the collection of taxes in certain cases;

Also,

H. B. 826. For the relief of Mary K. Newsome;

By Mr. Clark---

H. B. 827. For the relief of M. L. Ussery, of Lawrence county, Alabama;

By Mr. Sanford---

H. B. 828. For the relief of Thomas Williams, of Wetumpka, Alabama;

By Mr. Russell---

H. B. 829. To amend an act to authorize the commissioners court, or court or board of county revenues of the counties of Marengo, Sumter, Montgomery, Hale, Dallas, Antauga, Wilcox, Lowndes, Russell, Monroe, Lawrence and Perry, to establish or abolish districts in which stock may be prevented from running at large;

By Mr. Foster—

H. B. 830. To change the boundary line between the counties of Russell and Macon;

Also,

H. B. 831. To relieve Claudia Shaw, of Macon county, from the bonds of matrimony;

By Mr. Cochran—

H. B. 832. To prohibit the sale of spirituous, vinous or malt liquors within three miles of Liberty church, in Madison county;

By Mr. Hamilton—

H. B. 833. To amend section 2126 of the Code;

Also,

H. B. 834. To authorize the issue of a bond of Class A, in substitution of a bond numbered 2066, of the issue of bonds under the act approved December 4th, 1832, to establish a branch of the bank of the State of Alabama in the city of Mobile;

Also,

H. B. 835. To secure uniformity in, and to provide for the preservation of the records of justices of the peace and notaries public;

By Mr. Muldon—

H. B. 836. To make an appropriation to pay for clerical expense to the joint committee to examine offices of Auditor and Treasurer as provided for in sections 34, 35, 36 and 37 of the Code, said expenses being authorized under joint resolution of the General Assembly, passed December —, 1882;

By Mr. Brewer—

H. B. 837. To amend sections 2 and 12 of an act entitled an act to authorize the county commissioners of Mobile and Baldwin counties to create an office of log, lumber and timber inspector and measurement for the counties of Mobile and Baldwin, and to provide rules for the measurement of logs, lumber and timber therein;

By Mr. Sbackelford—

H. B. 838. To amend the charter of Decatur, approved March 3, 1870 ;

Also,

H. B. 839. To authorize the corporate authorities of the town of Decatur to borrow money to erect a market house and city hall, and other public buildings and for street improvements, and to issue bonds for the payment of the same ;

Also,

H. B. 840. To repeal that portion of section 499 of the Code, which limits license taxes imposed by cities and towns, so far as same relates to the town of Decatur, Alabama ;

Also,

H. B. 841. To constitute the town of Decatur as a separate school district ;

By Mr. McIntyre—

H. B. 842. To exempt lawyers from the payment of license taxes ;

By Mr. Graham—

H. B. 843. To regulate secondary evidence in criminal proceedings, where a party is charged with a felony ;

By Mr. Willett—

H. B. 844. To amend section 2928 (2562) of the Code ;

By Mr. Aderholt—

H. B. 845. To regulate the fees of constables in this State ;

By Mr. Browne, of Talladega—

H. B. 846. To render null and void the relation of husband and wife, heretofore existing between Sanders Biggins and Phillis Biggins ;

By Mr. Brown, of Tuscaloosa—

H. B. 847. To regulate appeals to the Supreme Court ;

Also,

H. B. 848. To authorize the Governor, with the advice of the Attorney-General and Auditor, to settle with persons liable to the State ;

Also,

H. B. 849. To prohibit officers from dealing in cotton or other future contracts ;

By Mr. Tingle—

H. B. 850. To repeal an act entitled an act to amend section 4369 of the Code, approved February 12, 1879, so far as the same relates to the county of Walker ;

By Mr. Grisham—



H. B. 851. To prohibit the sale, giving away or otherwise disposing of any spirituous, vinous or malt liquors or intoxicating bitters or beverages in district number four (4) in Washington county;

By Mr. Ingle---

H. B. 852. To amend an act to prohibit the sale of ardent spirits within two miles of Bethel Church in Winston county, and within two miles of the Methodist Church at Robinson Springs in Elmore county;

Which were severally read once and ordered to a second reading on to-morrow.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 5, 1883.

*Mr. Speaker :*

The Senate has amended and passed the bill :

H. B. 537. To fix the time of holding the Circuit Courts in the sixth judicial circuit of the State of Alabama.

W. L. CLAR,  
Secretary.

The House concurred in the Senate amendment to the bill H. B. 537---yeas 77, nays 0.

Yeas---Messrs. Speaker, Aderholt, Alexander, Anderson, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Bibb, Brewer, Brown of Tuscaloosa, Carmichael, Cochran, Cowart, Clark, Clayton, Dowling, Dunklin, Edwards, Fuller, Gere, Goree, Graham, Grant, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, Jones, Kendrick, Kimbrough, Langdon, Moran, Moragne, Muldon, McAdory, McIntyre, McCall, Nevill, Nesmith, Porter, Powell, Purfoy, Raisler, Reynolds of Henry, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Sanford, Tatum, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Young of Marion, Young of Pickens---77.

Petitions were presented by Mr. Branch, which were referred to the committee on privileges and elections, and petitions were presented by Messrs. Baker, Shackelford,

Hawkins, of Shelby, and Reynolds, of Talladega, which were referred to the committee on temperance.

#### THE SPECIAL ORDER,

Which was H. B. 357, was taken up, and the House resumed its further consideration by sections informally as in the committee of the whole.

Pending consideration of which the House adjourned until 4 p. m.

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#### AFTERSOON SESSION.

February 5, 1883.

The House met pursuant to adjournment.

Mr. Powell asked and obtained leave to call up the bill—H. B. 621. To amend the charter of the town of Union Springs;

The Senate amendment was amended, and as amended was concurred in—yeas 59, nays 0.

Yeas—Messrs Speaker, Aderholt, Alexander, Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Bibb, Burnett, Branch, Brown of Tuscaloosa, Carmichael, Cochran, Clayton, Dowling, Danklin, Fidler, Goree, Grant, Gresham, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Ingle, Jones, Kendrick, Kimbrough, Moragne, Muldon, McAdory, McIntyre, McCall, Nevill, Powell, Purifoy, Reynolds of Henry, Russell, Sanford, Shackelford, Smith of Autauga, Swan, Sanford, Tattn, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—59.

Mr. Wood, from committee on penitentiary and criminal administration, reported favorably to the bill—

H. B. 385. To amend section 5002 of the Code of Alabama, so as to allow convicts in the penitentiary a deduction of two months time for each year of good conduct.

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 60, nays 0.

Yeas—Messrs. Speaker, Alexander, Anderson, Adkison, Avery, Beck of Wilcox, Burnett, Branch, Brewer, Brown of Tuscaloosa, Cochran, Cowart, Clark, Clayton, Dowling,

Fuller, Gorce, Glover, Griffin, Grisham, Haden, Hamilton, Hawkins of Barbour, Hawkus of Jefferson, Harris, Hogue, Jones, Kendrick, Kimbrough, Moragne, Muldon, McArdy, McIntyre, McCall, Nevill, Porter, Purifoy, Raisler, Reynolds of Henry, Russell, Sanford, Shackelford, Shealy, Shorter, Smith of Antauga, Swan, Sanford, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—60

Also, from same committee, reported favorably to the bill—

H. B. 149. To require hirers or lessees of convicts to keep them confined;

On motion of Mr. Hawkins of Jefferson, the bill was laid, temporarily, on the table.

Also, a resolution offered by Mr. Hall, which was tabled temporarily.

Mr. Smith of Antauga, from the committee on counties and county boundaries, made the following report :

The committee on counties and county boundaries, to which was referred the resolution by which said committee was requested to inquire and investigate the law as to the county boundaries between the county of Crenshaw and the county of Montgomery, and examine the act, approved November 30th, 1866, and the certificate of the Secretary of State, by which said county of Crenshaw was organized, and report by bill, or otherwise, if any legislation is necessary, to define the boundary line between the county of Crenshaw and the county of Montgomery, have had the same under consideration and instruct me to report that no legislation is necessary to define said boundary line. The committee found, on examination, that there is a variance between the printed act, approved November 24th, 1866, establishing the county of Crenshaw, and the enrolled bill in the office of the Secretary of State. The former gives to said county of Crenshaw, township 12 of range 18, when the enrolled copy of said bill does not. The committee hold that the enrolled bill is the law of the case, and as the county of Crenshaw now exercises jurisdiction over the boundaries fixed by said enrolled bill, it is the opinion of the committee that no further legislation on the subject is necessary, and therefore ask to be discharged from further consideration of said resolution.

The report of the committee was concurred in.

Also, from the same committee, reported favorably to the bill---

H. B. 702. To repeal an act to authorize the commissioners court, or court or board of county revenues of the counties of Marengo, Sumter, Montgomery, Hale, Dallas, Autauga, Wilcox, Lowndes, Russell, Monroe, Lawrence and Perry, to establish or abolish districts in which stock may be prevented from running at large, so far as the same relates to Dallas county;

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 68, nays 0.

Yeas---Messrs. Speaker, Aderholt, Alexander, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Burnett, Branch, Brewer, Broyles, Cochran, Cowart, Clark, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Goree, Glover, Grant, Grisham, Haden, Hamilton, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Jones, Kendrick, Kimbrough, Moragne, Muldon, McAdory, McIntyre, McCall, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Russell, Sanford, Shackelford, Shealy, Shorter, Smith of Autauga, Swan, Sanford, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Williams, Willett, Wharton, Whitt, Young of Marion---68.

Also, from same committee, reported favorably to the bill---

H. B. 763. To provide for the survey and locating the line between the counties of Cherokee and C'eburne;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 66, nays 0.

Yeas---Messrs. Speaker, Aderholt, Alexander, Adkison, Avent, Avery, Baker, Beck of Covington, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Cowart, Clark, Clayton, Dunklin, Edwards, Ferrell, Fuller, Goree, Grant, Griffin, Grisham, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Jones, Kendrick, Kimbrough, Moragne, Muldon, McAdory, McIntyre, McCall, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Russell, Sanford, Shackelford, Shealy, Shorter, Smith of Autauga, Swan, Sanford, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Pickens---66.

Also, from the same committee, reported favorably to the bill—

H. B. 784. To repeal an act to authorize the court of county commissioners of Marengo county to levy a special tax to build and repair bridges in said county, or to issue county treasury notes for that purpose;

The bill was ordered to a third reading forthwith; read a third time and passed—yeas 70, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Adkison, Avery, Beck of Covington, Beck of Wilcox, Burnett, Branch, Brewer, Brown of Tuscaloosa, Broyles, Cowart, Clark, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Goece, Graham, Grant, Griffin, Grisham, Haden, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, Jones, Kendrick, Kimbrough, Moragne, Muldon, McAdory, McIntyre, McCall, Nevill, Orme, Porter, Powell, Purfoy, Raisler, Reynolds of Henry, Russell, Sanford, Shackelford, Shealy, Shorter, Smith of Autauga, Swan, Sanford, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—70.

Also, from the same committee, reported favorably, with amendment to the bill—

S. B. 38. To amend an act for the protection of certain portions of the lands and plantations lying in Bullock county, from depredations by stock, approved December 8, 1880, and amended February 24, 1881;

On motion of Mr. Shorter, the further consideration of the bill and amendment was postponed, and made special order for 4:30 p. m. to-morrow.

Also, from same committee, reported adversely to the bill—

H. B. 384. To form a new county to be called Houston;

On motion of Mr. Smith, of Autauga, the further consideration of the bill was postponed, and made special order 4 p. m. on Wednesday next.

Mr. Muldon, from committee on appropriations, reported favorably to the bill—

H. B. 463. To appropriate the sum of five hundred and seventy-seven and 85-100 dollars, to cover deficiency in the appropriation for fuel and lights for the two years ending September 30, 1882;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 59, nays 0.

Yeas—Messrs. Speaker, Alexander, Anderson, Avery, Beck of Covington, Beck of Wilcox, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cowart, Clark, Clayton, Dunklin, Goree, Graham, Grant, Griffin, Haden, Hamilton, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Jones, Kendrick, Kimbrough, Moragne, Muldon, McAdory, McIntyre, McCall, Nevill, Orme, Porter, Powell, Raisler, Reynolds of Henry, Russell, Samford, Shackelford, Shealy, Shorter, Smith of Autauga, Swan, Sanford, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Wood, Wharton, Whitt, Young of Marion—59.

Also, from the same committee, reported favorably to the bill—

H. B. 654 To make an appropriation to pay the per diem and expenses of the special joint committee to revise the revenue laws of the State;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 52, nays 0.

Yeas—Messrs. Anderson, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Bibb, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Cowart, Clark, Clayton, Dunklin, Edwards, Ferrell, Fuller, Gere, Goree, Graham, Grant, Griffin, Grisham, Hawkins of Barbour, Hogue, Jones, Kimbrough, Moragne, Muldon, McIntyre, McCall, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Russell, Samford, Shackelford, Shorter, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Wood, Whitt---52.

Also, from the same committee, reported favorably to the bill--

H. B. 626. To make an appropriation to pay the costs in civil suits instituted by the State, and in which the State is cast ;

The bill was ordered to a third reading forthwith, read a third time, and, no quorum voting, the bill was lost.

Mr. Muldon gave notice that he would move to reconsider the vote by which the bill was lost.

Also, from the same committee, reported favorably to the bill—

H. B. 590. To appropriate the sum of seven thousand five hundred dollars, to be expended in the making of neces-

sary repairs upon the building belonging to the State of Alabama, located at Mobile, and known as the Medical College of Alabama;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 47, nays 24.

Yeas---Messrs. Anderson, Adkison, Avent, Avery, Beck of Covington, Bibb, Branch, Brewer, Brown of Tuscaloosa, Carmichael, Cochran, Cowart, Clark, Clayton, Dunklin, Ferrell, Fuller, Grant, Grisham, Hamilton, Hawkins of Barbour, Harris, Hogue, Jones, Kimbrough, Moragne, Muldon, McIntyre, McCall, Nevill, Orme, Porter, Powell, Purifoy, Raiser, Sanford, Shealy, Shorter, Swan, Tatum, Tingle, Thagard, Vines, Walker, Willett, Wood, Whitt---47.

Nays---Messrs. Aderholt, Alexander, Broyles, Dowling, Edwards, Gorce, Glover, Griffin, Hadon, Hawkins of Jefferson, Hunt, Ingle, Kendrick, Reynolds of Henry, Russell, Shackelford, Smith of Autauga, Underwood of Colbert, Underwood of Franklin, Watlington, Williams, Wharton, Young of Marion, Young of Pickens---24.

Also, from same committee, reported favorably to the bill—

H. B. 686. For the relief of Edward P. Herpin, of the county of Mobile;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 49, nays 4.

Yeas---Messrs. Speaker, Aderholt, Anderson, Adkison, Beck of Covington, Beck of Wilcox, Berry, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Clayton, Dunklin, Ferrell, Fuller, Grant, Griffin, Grisham, Hamilton, Hawkins of Jefferson, Hogue, Ingle, Jones, Kendrick, Kimbrough, Moragne, McAdory, McCull, Nevill, Powell, Purifoy, Reynolds of Henry, Russell, Sanford, Shackelford, Shorter, Swan, Tatum, Tingle, Thagard, Underwood of Franklin, Vines, Walker, Willett, Wood, Wharton, Whitt, Young of Marion---49.

Nays---Messrs. Bibb, Cochran, Glover and Williams---4.

Also, from same committee, reported favorably, with amendments to the bill—

H. B. 195; the consideration of which was postponed until 4:30 p. m. to-morrow, and made special order for that hour.

On motion of Mr. Griffin, the House adjourned until 10 o'clock to-morrow morning.

## THIRTY-SIXTH DAY.

## HOUSE OF REPRESENTATIVES,

TUESDAY, February 6, 1883.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Avent, of the House.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Cowart, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Gisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lag, May, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Ome, Porter, Powell, Pimley, Raisler, Reynolds of Henry, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Sanford, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marich, Young of Pickens--94.

The journal of yesterday was read and approved.

## MESSAGE FROM THE SENATE.

## SENATE CHAMBER,

February 6, 1883.

*Mr. Speaker:*

The Senate has originated and passed the following bills:

s. B. 165. To empower the Railroad Commission of Alabama to recommend joint local rates on freight to railroad companies and persons operating railroads in this State;

s. B. 216. To amend section 4228 of the Code, relating to the use of fire arms while fighting in a public place;

s. B. 186. To permanently locate the seat of justice in Morgan county;



S. B. 328. To authorize the Commissioners Court of Conecuh county to allow the probate judge of said county compensation for services therein specified;

S. B. 113. To amend an act to regulate and fix the time of holding the courts in the several counties composing the 7th judicial circuit, approved March 1, 1881;

Relates to change of the time of holding DeKalb Circuit Court;

S. B. 249. To amend section 29 of the Code;

S. B. 277. To provide for a donation of books to the American Public Library at Stuttgart, Germany.

W. L. CLAY,

Secretary.

The bills, whose titles are set forth in the above message, were severally read once and ordered to a second reading on to-morrow.

Leave of absence for two days was granted Mr. Langdon, and indefinite leave to Mr. Reynolds, of Talladega, on account of sickness.

#### ENGROSSED BILLS.

February 6, 1883.

*Mr. Speaker :*

The committee on engrossed bills have examined the following bills and find them correctly engrossed, viz:

H. B's. Nos. 590, 463, 385, 654, 784, 686, 702, 116, 763, 370, 194, 658, 188, 386.

C. C. SHORTER,

Chairman.

#### ENROLLED BILLS.

Mr. Browne, of the committee on enrolled bills, reported as correctly enrolled the following bills, and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills, viz:

H. B. 649. To authorize the board of revenue and road commissioners of Mobile county, to increase the compensation of the treasurer of Mobile county;

H. B. 537. To fix the time of holding the Circuit Courts in the 6th judicial circuit of the State of Alabama.

Mr. John submitted the following protest:

*To the Honorable Speaker of the House of Representatives :*

I respectfully ask leave to enter on the journal this, my protest against the passage of an act to authorize the Governor to provide for the safe deposit of the State's funds, and assign the following reasons for this protest :

The second clause of § 54, Art. 4, of the Constitution of Alabama, is as follows: "Nor shall the State be interested in any private or corporate enterprise, or lend money or its credit to any individual, association or corporation."

The surplus, if any, in the State Treasury, arises solely from taxes exacted by law of the citizen, and is raised for the sole purpose of paying the necessary expenses of the State, including the interest on the public debt. To apply any part of the State's funds, raised by taxation, to any purpose whatever, other than for the purpose for which the tax was levied and collected, is to commit a great wrong against the tax payers.

To take the money raised by taxation and lend it to the banks to be by them lent to the very people from whom it was taken by law, and at a very high rate of interest, while the State gets no interest from the banks is a grievous wrong, in fact, a crime against the people.

Respectfully submitted,

S. W. JOHN.

On motion of Mr. Vines, the Senate was requested to return the bill—

H. B. 138. To define some of the duties of the State Board of Health.

Mr. Avery moved to reconsider the vote by which the bill—

H. B. 116. Appropriating one hundred thousand dollars additional to the public school fund;

Was passed;

The motion to reconsider was lost.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 6, 1883.

*Mr. Speaker:*

The Senate has amended as therein shown and passed the bill—

H. B. 71. To increase the jurisdiction of justices of the peace in Dallas, Choctaw, Cherokee, Elmore, Sumter, Geneva, Montgomery, Antanga, Lowndes, Perry, Clay, St. Clair, Coosa, Hale, Russell, Barbour, Madison, Limestone and Marengo counties.

W. L. CLAY,  
Secretary.

Mr. Sanford moved that the House do not concur in the first Senate amendment to the bill, H. B. 71, which motion was carried.

Mr. John moved that the House concur in the Senate second amendment to the bill H. B. 71, which motion was carried—yeas 69, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Avery, Baker, Berry, Burnett, Branch, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clayton, Dowling, Dunklin, Ferrell, Fuller, Garrett, Gere, Geree, Graham, Grant, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, John, Jones, Kimbrough, Lang, Moren, McAdory, McIntyre, McCall, Nevill, Nesmith, Porter, Purifoy, Raisler, Reynolds of Henry, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Antanga, Swan, Tatum, Tingle, Tbagard, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion—69.

The third Senate amendment to the bill, H. B. 71, was not concurred in—yeas 14, nays 42.

Yeas—Messrs. Browne of Talladega, Brown of Tuscaloosa, Cowart, Clark, Dowling, Griffin, Haden, Hawkins of Shelby, Hunt, Jones, Moren, McIntyre, McMillan, Reynolds of Henry—14.

Nays—Messrs. Speaker, Anderson, Armstrong, Avery, Berry, Clayton, Crawford, Dunklin, Ferrell, Fuller, Gere, Graham, Grant, Grisham, Hall, Hamilton, Hawkins of Barbour, Hogue, John, Kendrick, Lang, Muldon, McAdory,

Neville, Kimbrough, Nesmith, Orme, Reynolds of Henry, Russell, Shackelford, Shorter, Swan, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—42.

# BILLS ON SECOND READING.

The bills—

H. B. 795. To provide compensation to circuit judges and chancellors for extra services performed by them;

H. B. 799. To amend section 2224 of the Code;

H. B. 803. To provide for the prosecution of cases removed from any court in this State to the federal courts, in which the State is a party;

H. B. 808. To amend sections 4459 and 4460 of the Code, (provides for the payment of witnesses for the State and defendant in criminal cases, in the circuit courts of this State);

H. B. 812. To define the liability of employer of workman for injuries received by the workman while in the service of the employer;

H. B. 814. To amend section 4207 of the Code, as amended by act of the General Assembly, approved February 13, 1879;

H. B. 817. To better secure a uniformity in, and to better provide for the better preservation of the records of the justices of the peace and notaries public exercising the duties of justices of the peace;

H. B. 822. To amend section 2234 of the Code;

H. B. 824. To prevent the evil practice of trading in futures;

H. B. 825. To secure the collection of taxes in certain cases;

H. B. 831. To relieve Olandia Shaw, of Macon county, from the bonds of matrimony;

H. B. 833. To amend section 2126 of the Code;

H. B. 842. To exempt lawyers from the payment of license taxes;

H. B. 843. To regulate secondary evidence in criminal proceedings, where a party is charged with a felony;

H. B. 844. To amend section 2928 (2562) of the Code;

H. B. 847. To regulate appeals to the Supreme Court;

H. B. 848. To authorize the Governor, with the advice

of the Attorney-General and Auditor, to settle with persons liable to the State ;

H. B. 849. To prohibit officers from dealing in cotton or other future contracts ;

H. B. 850. To repeal an act entitled an act to amend section 4369 of the Code, approved February 12, 1879, so far as the same relates to the county of Walker ;

S. B. 188. To amend an act to amend section 2468 of the Code, approved March 1, 1881 ;

S. B. 217. To define and punish the offense of attempting to kill ;

S. B. 236. To further regulate the payment of the fine and forfeiture land script of Sumter, Pickens and Randolph counties ;

Were severally read the second time, and referred to the committee on judiciary.

The bills—

H. B. 792. To prohibit the sale or giving away of spirituous, vinous or malt liquors within three miles of the court house in Baldwin county ;

H. B. 793. To preserve order at Mount Zion camp ground, in Barbour county ;

H. B. 794. To prevent the sale of spirituous, vinous or malt liquors, or intoxicating bitters, at or within a radius of three miles of Cowikee Baptist church, one and a half miles of Providence Methodist church, in Barbour county ;

H. B. 798. To repeal section 9 of an act entitled an act to authorize the probate judge of Chilton county to order elections in certain cases to determine whether spirituous, vinous or malt liquors shall be sold, given away, or otherwise disposed of in said county, or in any beat or incorporated city or town therein, approved February 26, 1881 ;

H. B. 804. To allow spirituous, vinous or malt liquors, or intoxicating bitters, to be sold in Castleberry beat, No. 6, in Conecuh county, upon the prescription of a practicing physician ;

H. B. 832. To prohibit the sale of spirituous, vinous or malt liquors within three miles of Liberty church, in Madison county ;

H. B. 851. To prohibit the sale, giving away or otherwise disposing of any spirituous, vinous or malt liquors or intoxicating bitters or beverages in district number four (4) in Washington county ;

H. B. 852. To amend an act to prohibit the sale of ardent

spirits within two miles of Bethel Church in Winston county, and within two miles of the Methodist Church at Robinson Springs in Elmore county;

Were severally read the second time, and referred to the committee on temperance.

The bills—

H. B. 809. To establish Haw Ridge school district, from a portion of Dale and Coffee counties;

H. B. 826. For the relief of Mary K. Newsome;

H. B. 827. For the relief of M. L. Ussery, of Lawrence county, Alabama;

H. B. 841. To constitute the town of Decatur as a separate school district;

Were severally read the second time, and referred to the committee on education.

The bills—

H. B. 800. To repeal section 4369 of the Code, which prohibits the sale of farm products between the hours of sunset and sunrise;

H. B. 801. To amend an act entitled an act to amend section 4369 of the Code;

H. B. 818. To empower the court of county commissioners of Hale county to extend the limits of the Canebrake Agricultural District in said county, or to establish new or separate agricultural districts in said county, upon petition of a majority of land owners in any beat or district to be affected thereby;

H. B. 819. To amend the first section of an act entitled an act to establish the Canebrake Agricultural District, to provide for the securing of the same, and the management of its affairs, approved January 2, 1874;

Were severally read the second time, and referred to the committee on agriculture.

The bills—

H. B. 821. Regulating fines and forfeitures in Jefferson county;

H. B. 815. To amend section 5033 of the Code;

H. B. 816. To prescribe certain duties of justices of the peace, notaries public, and constables, and to secure fees in certain cases;

H. B. 845. To regulate the fees of constables in this State;

Were severally read the second time, and referred to the committee on fees and salaries.

The bills—

H. B. 828. For the relief of Thomas Williams, of Wetumpka, Alabama;

H. B. 836. To make an appropriation to pay for clerical expense to the joint committee to examine offices of Auditor and Treasurer as provided for in sections 34, 35, 36 and 37 of the Code, said expenses being authorized under joint resolution of the General Assembly, passed December —, 1882;

Were severally read the second time, and referred to the committee on appropriations.

The bills---

H. B. 840. To repeal that portion of section 499 of the Code, which limits license taxes imposed by cities and towns, so far as same relates to the town of Decatur, Alabama;

H. B. 839. To authorize the corporate authorities of the town of Decatur to borrow money to erect a market house and city hall, and other public buildings and for street improvements, and to issue bonds for the payment of the same;

H. B. 838. To amend the charter of Decatur, approved March 3, 1870;

H. B. 813. To incorporate Gadsden Fire Company No. 1, of Gadsden, Alabama;

H. B. 802. To authorize private business corporations which may hereafter be organized under the provisions of article 7, chapter 1, part 2, title 1, of the Code, to hold stockholders' and directors' meetings, and do corporate acts, in other States of the Union;

Were severally read the second time, and referred to the committee on corporations.

The bills---

H. B. 806. To prevent destroying of game in beats 1, 2, 3, 4 and 13 of Crenshaw county;

H. B. 807. To prevent camp hunting in the county of Cullman;

H. B. 810. To amend the charter of the town of Ozark, in Dale county;

H. B. 820. To prevent the entire obstruction of the big Abba creek, in Henry county, by or with fish traps;

H. B. 829. To amend an act to authorize the commissioners court, or court or board of county revenues of the counties of Marengo, Sumter, Montgomery, Hale, Dallas, Autauga, Wilcox, Lowndes, Russell, Monroe, Lawrence and

Perry, to establish or abolish districts in which stock may be prevented from running at large;

H. B. 837. To amend sections 2 and 12 of an act entitled an act to authorize the county commissioners of Mobile and Baldwin counties to create an office of log, lumber and timber inspection and measurement for the counties of Mobile and Baldwin, and to provide rules for the measurement of logs, lumber and timber therein;

H. B. 846. To render null and void the relation of husband and wife, heretofore existing between Sanders Biggins and Phillis Biggins;

S. B. 235. To further regulate the payment of the general fund script of Sumter county;

Were severally read the second time, and referred to the committee on local legislation.

The bills---

H. B. 791. To permanently locate the county seat of Autauga county;

H. B. 805. To repeal an act, approved February 10, 1881, to amend section 290, except so far as the same applies to returning officers;

Were severally read the second time, and referred to the committee on privileges and elections.

The bill---

H. B. 834. To authorize the issue of a bond of Class A, in substitution of a bond numbered 2066, of the issue of bonds under the act approved December 4th, 1832, to establish a branch of the bank of the State of Alabama in the city of Mobile;

Was read the second time, and referred to the committee on ways and means.

The bills---

S. B. 168. To prevent railroad corporations, or persons operating railroads in this State, from transporting gunpowder, dynamite, nitro-glycerine, or like explosive articles, in any baggage, mail, express, or passenger car in this State;

S. B. 193. To prevent monopolies in the transportation of freight, and to secure free and fair competition in the same;

S. B. 164. To authorize the Railroad Commission of Alabama to co-operate with the railroad commissioners of other States having railroad commissions, in recommending joint rates to said companies on lines extending out of the State of Alabama and into other States, so as to avoid the effect



of unjust discrimination by combined local rates, or otherwise;

Were severally read the second time, and referred to the committee on commerce and common carriers.

The bills---

H. B. 796. To repeal section six of an act entitled an act to regulate the fine and forfeiture fund of certain counties, approved February 13, 1879, so far as Blount county is concerned;

H. B. 797. To amend sections 3, 4, 8 and 11 of an act to incorporate the city of Greenville, approved March 9, 1871;

Were severally read the second time, and referred to the committee on accounts and claims.

The bills---

H. B. 823. To change the boundary line between the counties of Jefferson and Shelby;

H. B. 830. To change the boundary line between the counties of Russell and Macon;

Were severally read the second time, and referred to the committee on counties and county boundaries.

The bill---

H. B. 811. To require the Governor to have made, or purchase for the use of the State, a fire-proof safe, for the deposit of State securities and other funds of the State, under regulations herein required;

Was read the second time, and referred to the committee on penitentiary and criminal administration.

#### PETITIONS.

Mr. Garrett presented a petition, which was referred to the committee on education.

Mr. Powell offered the following resolution, which was adopted:

*Resolved*, That the committee on the judiciary be instructed to examine the laws of this State regulating the duties of Auditor, Treasurer, and Superintendent of Education, and the administration of their respective offices, and ascertain whether additional legislation is necessary to protect the public interest, and said committee is authorized to report by bill or otherwise.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 6, 1883.

*Mr. Speaker:*

The Senate herewith returns the bill:

S. B. 188. To define some of the duties of the State board of health;

And adheres to its amendments, first and third, to the bill:

H. B. 71. To increase the jurisdiction of justices of the peace in Dallas, Choctaw, Cherokee, Elmore, Sumter, Geneva, Montgomery, Autauga, Lowndes, Perry, Olay, St. Clair, Coosa, Hale, Russell, Barbour, Madison, Limestone, and Marengo counties;

And asks a committee of conference thereon.

Committee on part of Senate---

Messrs. Troy, Smith and Gardner.

W. L. CLAY,

Secretary.

The request for committee of conference on H. B. 71, as asked for in the above message, was granted.

Committee on part of the House---

Messrs. Sumford, John, and Shackelford.

Mr. John, from the special committee of the fourth judicial circuit, reported favorably, with amendment, to the H. B. 289; and on his motion, the further consideration of the bill was postponed, and made special order for 11 a. m. to-morrow.

Mr. Goree, from special committee, reported favorably to the bill---

S. B. 211. Authorizing the mayor and aldermen of the city of Wetumpka to donate a certain street for county purposes;

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 72, nays 0.

Yeas---Messrs. Speaker, Aderholt, Alexander, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Clayton, Dowling, Dunklin, Edwards, Fuller, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Hamilton, Hammond, Hawkins of Bar-

bour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Ingle, John, Jones, Kendrick, Kimbrough, Moragne, Muldon, McAdory, McIntyre, McCall, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Antanga, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Williams, Willett, Wood, Wharton, Whitt, Young of Marion--72.

# MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 6, 1883.

*Mr. Speaker:*

The Senate has originated and passed the bill:

s. B. 124. To amend an act to revive and complete the geological and agricultural survey of Alabama;

And has passed the bill:

u. B. 284. To fix the time of holding the circuit courts of the fifth judicial circuit of Alabama.

W. L. CLAY,

Secretary.

The bill, s. B. 124, the title of which is set forth in the above message, was read once, and ordered to a second reading on to-morrow.

On motion of Mr. Berry, the special order, u. B. 324, was postponed, and made special order for Friday next, immediately after reading the journal.

The second special order, which was the substitute for s. B. 144, was taken up;

The amendments offered by Mr. Wood to the substitute were adopted;

On motion of Mr. Wood, the further consideration of the subject was postponed, and made special order immediately after the reading of the journal to-morrow.

On motion of Mr. Vines, the vote by which Senate bill 138 was passed on yesterday, was reconsidered;

Also, the vote by which the bill was ordered to a third reading was reconsidered;

The vote by which the amendments were adopted on yesterday were reconsidered, and the amendments were laid on the table;

Mr. Vines offered an amendment;

Which was adopted;

Mr. Shorter offered an amendment; also, an amendment to his amendment;

Which was adopted;

On motion of Mr. Moren, the farther consideration of the bill was postponed, and made the special order for Friday next, at 12 m.

The third special order, which was the bill, H. B. 558, was taken up; and

On motion of Mr. Brown, its further consideration was postponed until to-morrow.

The fourth special order, which was the bill, H. B. 557, was taken up;

And pending its consideration, the House adjourned to 4 p. m.

#### AFTERNOON SESSION.

The House met pursuant to adjournment.

#### SPECIAL ORDER.

The special order, which was the consideration of the bill, S. B. 38, was taken up;

Mr. Shorter moved to lay the bill on the table, which motion was carried.

#### UNFINISHED BUSINESS.

The favorable report of the committee on appropriations to the bill—

H. B. 626. To make an appropriation to pay the costs in civil suits instituted by the State, and in which the State is cast;

Was taken up;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 36, nays 28.

Yeas—Messrs. Alexander, Anderson, Armstrong, Baker, Brewer, Carmichael, Clark, Clayton, Dowling, Dunklin, Goree, Grant, Hamilton, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Kinbrough, Moren, Moragne, Muldon, Mc-

Adory, McIntyre, McCall, McMillan, Nevill, Nesmith, Reynolds of Talladega, Sanford, Shackelford, Shealy, Swan, Tatum, Thagard, Vines, Walker, Wood, Wharton—36.

Nays—Messrs. Speaker, Avery, Berry, Bibb, Edwards, Garrett, Gere, Glover, Griffin, Haden, Hammond, Hunt, Ingle, John, Jones, Kendrick, Orme, Porter, Raisler, Russell, Shorter, Simpson, Smith of Autauga, Tingle, Underwood of Franklin, Watlington, Whitt, Young of Marion—28.

Mr. Muldon, from committee on appropriations, reported favorably to the bill—

H. B. 707. For the relief of Oliver M. Smith, late tax collector of Jefferson county;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 36, nays 27.

Yeas—Messrs. Avery, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Dowling, Dunklin, Ferrell, Feller, Goree, Grant, Grisham, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Kendrick, Moren, Muldon, McAdory, McCall, McMillan, Nesmith, Porter, Powell, Purifoy, Reynolds of Henry, Robinson, Sanford, Swan, Thagard, Vines, Watlington, Willett, Wood, Wharton—36.

Nays—Messrs. Speaker, Armstrong, Clark, Gere, Glover, Griffin, Haden, Hammond, Hunt, Ingle, John, Jones, Kimbrough, McIntyre, Nevill, Orme, Raisler, Russell, Shealy, Shorter, Simpson, Smith of Autauga, Tingle, Underwood of Colbert, Underwood of Franklin, Williams and Whitt—27.

Mr. Shackelford, from the committee on temperance, reported favorably to the bill—

H. B. 11. To repeal an act of the General Assembly of Alabama, approved December 8th, 1880, to prohibit the sale, giving, distilling, or otherwise disposing of, intoxicating beverages in Crenshaw county;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 67, nays 0.

Yeas—Messrs. Speaker, Anderson, Armstrong, Adkison, Avery, Baker, Berry, Bibb, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Dowling, Dunklin, Edwards, Ferrell, Glover, Graham, Grant, Griffin, Grisham, Haden, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, Jones, Kimbrough, Moren, Moragne, McAdory, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Purifoy,

Raisler, Reynolds of Henry, Reynolds of Talladega, Samford, Shackelford, Shealy, Shorter, Smith of Antauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Willett, Wood, Wharton, Whitt, Young of Marion—67.

#### SPECIAL ORDER.

The special order, which was the consideration of the bill H. B. 195, was taken up, and the further consideration of the bill was postponed until Friday afternoon next, and made the special order for that time.

Also, from same committee, reported favorably to the bill—

H. B. 46. To prevent the sale, giving away, or otherwise disposing of, vinous, spirituous or malt liquors, or intoxicating bitters, or other intoxicating beverages, by whatsoever name designated, within three miles of any coaling grounds, coal mines, ore mines, factories, furnaces or rolling mills in the county of Jefferson;

Mr. Hawkins of Jefferson, offered amendments, which were adopted;

The bill was ordered to a third reading forthwith; read a third time and passed—yeas 64, nays 0.

Yeas—Messrs. Speaker, Aderholt, Anderson, Armstrong, Adkison, Avent, Avery, Beck of Wilcox, Berry, Brewer, Brown of Tuscaloosa, Broyles, Cochran, Clark, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Goree, Grant, Grisham, Hall, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Jones, Kendrick, Kimbrough, Moragne, McAulory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Powell, Puriloy, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Shackelford, Shealy, Simpson, Smith of Antauga, Swan, Tatum, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Willett, Wood, Wharton, Whitt, Young of Marion—64.

Also, from the same committee, reported favorably to the bill—

H. B. 60. To amend sec. 2 of an act, approved February 28, 1881, to prohibit the sale of spirituous, vinous or malt liquors or other intoxicating beverages, in the counties of Etowah, Cherokee, DeKalb and Tallapoosa, so far as Tallapoosa is concerned.

Mr. Moragne offered an amendment, which was adopted.  
Mr. Vines offered an amendment, which was lost.

The bill, as amended, was ordered to a third reading forthwith, read a third time and passed---yeas 59, nays 0.

Yeas---Messrs. Speaker, Aderholt, Anderson, Adkison, Avent, Beck of Covington, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Dunklin, Ferrell, Fuller, Gere, Glover, Grant, Griffin, Haden, Hall, Hammond, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, McAdory, McIntyre, McCall, Nevill, Nesmith, Orme, Porter, Purifoy, Raisler, Reynolds of Talladega, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Willett, Wood, Whitt, Young of Marion---59.

Also, from the same committee, reported favorably to the bill---

H. B. 232. To regulate the sale or disposing of spirituous, vinous or malt liquors or other intoxicating beverages in the county of Pickens;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 66, nays 0.

Yeas---Messrs. Aderholt, Anderson, Adkison, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Edwards, Fuller, Gere, Glover, Graham, Grant, Grisham, Haden, Hall, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Ingle, John, Jones, Kendrick, Kimbrough, Moragne, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Shackelford, Shealy, Simpson, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Willett, Wood, Wharton, Whitt---66.

Also, from the same committee, reported favorably to the bill---

H. B. 132. To repeal an act entitled an act to prohibit the sale, giving away or otherwise disposing of spirituous, vinous or malt liquors or intoxicating bitters, in Manningsham beat in Butler county, and other localities therein named, approved February 28, 1881;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 68, nays 0.

Yeas—Messrs. Armstrong, Adkison, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Dunklin, Edwards, Ferrell, Fuller, Gere, Goree, Glover, Grant, Grisham, Haden, Hall, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kimbrough, Moren, Moragne, McIntyre, McCall, McMillian, Nevill, Nesmith, Orme, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Shenly, Swan, Sanford, Tatom, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion—68.

Also, from same committee, reported favorably, with amendments to the bill—

H. B. 100. To prohibit public drunkenness;

Mr. Shorter offered an amendment, which on motion of Mr. Shackelford, was laid on the table.

Mr. Berry offered an amendment.

Mr. Muldon offered an amendment to the amendment, which was accepted. The amendment was adopted.

Mr. Powell offered an amendment, which was lost.

Mr. Burnett offered an amendment, which was lost.

Mr. Hawkins, of Jefferson, offered an amendment, which was lost.

On motion of Mr. Powell, the further consideration of the bill and amendments was postponed until 4 1-2 o'clock p. m. on Saturday next, and made special order for that hour.

On motion of Mr. Wood, the bill—

H. B. 711, was withdrawn from the committee on local legislation, and recommitted to the committee on corporations.

Mr. Shackelford, from committee on temperance, reported favorably to the bill—

H. B. 172. To prohibit the sale of liquors in Dallas county, except in Selma:

Mr. John offered amendments, which were adopted.

Mr. Berry offered an amendment, which was lost.

The bill, as amended, was ordered to a third reading forthwith, read a third time, ordered to be engrossed and laid over for final action until to-morrow.

On motion of Mr. Edwards, the House adjourned until 10 o'clock to-morrow.



## THIRTY-SEVENTH DAY.

HOUSE OF REPRESENTATIVES,

WEDNESDAY, February 7, 1883.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Orme, of the House.

On the call of the roll the following members answered to their names:

Messrs. Speaker, Adersholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carnichael, Cochran, Clark, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raiser, Reynolds of Henry, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Wibett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—91.

The journal of yesterday was read and approved.

Indefinite leave of absence was granted Messrs. Cowart and Sanford.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 7, 1883.

*Mr. Speaker:*

The Senate has originated and passed the following bill, and ordered the same to the House forthwith without engrossment:

S. B. 180. To repeal an act to regulate the number of persons drawn to serve as grand and petit jurors in the counties of Fayette, Lamar, Washington, Cherokee, Marion, St. Clair, Monroe, Cleburne, Franklin, Colbert, Chilton,

Calhoun, Escambia, Coffee, Baldwin, Pike, Talladega, Blount, Crenshaw, Clay, Cullman and Lawrence, approved February 13, 1879, so far as the same relates to Crenshaw county.

W. L. CLAY,  
Secretary.

The bill, the title of which is set forth in the above message, was read once and ordered to a second reading on tomorrow.

Mr. Browne, from the committee on enrolled bills, reported as correctly enrolled the following bill, and the Speaker, in the presence of the House, immediately after its title had been publicly read, signed said bill:

H. B. 284. To fix the time of holding the Circuit Courts of the 5th judicial circuit of Alabama.

The bill, H. B. 172, to prohibit the sale of liquors in Dallas county, except in Selma, which was laid over from yesterday, was taken up for final action, read third time and passed—yeas 42, nays 20.

Yeas—Messrs. Speaker, Aderholt, Alexander, Adkison, Beck of Wilcox, Brown of Tuscaloosa, Carmichael, Clayton, Dowling, Dunklin, Fuller, Garrett, Grant, Griffin, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, John, Jones, Kendrick, Kimbrough, Lang, Moren, McAdory, McCall, McMillan, Orme, Powell, Purifoy, Russell, Sanford, Shealy, Smith of Antauga, Swan, Tingle, Underwood of Franklin, Walker, Willett, Wood, Wharton, Whit—42.

Nays—Messrs. Berry, Bibb, Branch, Cochran, Clark, Edwards, Glover, Haden, Hall, Hunt, Ingle, Langdon, Nesmith, Porter, Raisler, Reynolds of Henry, Underwood of Colbert, Vines, Young of Marion, Young of Pickens—20.

#### SPECIAL ORDER.

The substitute for the bill—

S. B. 144. To regulate the treatment and hiring of State and county convicts.

Mr. Hall moved to strike out section 7.

Mr. McAdory moved a division, which motion was carried.

The motion to strike out paragraph 1 of section 7, was lost.

The last paragraph of said section was stricken out.

Mr. Shackelford offered an amendment, which, on motion of Mr. Dowling, was laid on the table.

Mr. Hogue offered an amendment to section 22, which was adopted.

Mr. Wood offered an amendment to section 9, which was adopted.

Mr. Aderholt offered an amendment to section 5, which was adopted.

Mr. Hall offered an amendment to section 13, which was lost.

Mr. Sanford offered an amendment to section 13, which was lost.

Mr. Browne, of Talladega, offered an amendment to section 5, which was adopted.

The hour of 11:30 a. m. having arrived,

#### THE SPECIAL ORDER,

H. B. 558, was taken up, and on motion of Mr. Wood, further consideration of the same was temporarily suspended.

Further consideration of the substitute for the bill, S. B. 144, was resumed.

Mr. John offered an amendment to section 6, which was adopted.

Mr. Hawkins, of Jefferson, offered an amendment to section 17, which, on motion of Mr. Hogue, was laid on the table.

The amendment was as follows:

Amend section 17 by striking out the word "at" in line 2, and inserting in lieu thereof, the words "twenty-four hours before," and by adding after 5th line of said section, "and any convict so discharged and furnished with money or transportation who fails within ten days from such discharge to report to the probate judge of the county from which he was sentenced, shall be guilty of an escape, and punished accordingly;"

The substitute as amended, for the bill, S. B. 144, was adopted;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 57, nays 16.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Adkison, Avery, Baker, Beck of Covington, Burnett,

Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Dowling, Dunklin, Ferrell, Fuller, Gere, Goree, Graham, Grant, Grisham, Hamilton, Hammond, Harris, Hogue, John, Jones, Kimbrough, Moren, Moragne, Muldon, McIntyre, McCall, McMillan, Neville, Nesmith, Orme, Powell, Puritoy, Russell, Samford, Shackelford, Shealy, Shorter, Simpson, Smith of Antanga, Swan, Thagard, Vines, Walker, Willett, Wood, Wharton, Whitt, Young of Marion—57.

Nays—Messrs. Bibb, Branch, Cochran, Clark, Glover, Griffin, Haden, Hall, Hunt, Ingle, McAdory, Porter, Tingle, Underwood of Colbert, Watlington, Williams—16.

#### SPECIAL ORDER.

On motion of Mr. Brown, of Tuscaloosa, the consideration of the special order, the bill, H. B. 558, was postponed temporarily.

#### MESSAGE FROM THE GOVERNOR.

Montgomery, Ala., February 7, 1883.

*Mr. Speaker :*

The Governor has approved the following bills which originated in the House :

H. B. 284. To fix the time of holding the Circuit Courts of the 5th judicial circuit of Alabama ;

H. B. 537. To fix the time of holding the Circuit Courts in the 6th judicial circuit of Alabama ;

H. B. 649. To authorize the board of revenue and road commissioners of Mobile county to increase the compensation of the treasurer of Mobile county.

W. G. HUTCHESON,  
Recording Secretary.

#### MESSAGE FROM THE SENATE

SENATE CHAMBER,

February 7, 1883.

*Mr. Speaker :*

The Senate has originated and passed the bills :

S. B. 308. To vacate and annul the charter and dissolve

the corporation of the city of Opelika, and to provide for the application of the assets thereof in discharge of the debts of the corporation;

And,

s. B. 309. To incorporate the district of Opelika, and to provide for the government thereof;

And has concurred in the House amendment to the Senate amendment to the bill:

H. B. 621. To amend the charter of the town of Union Springs;

And has amended as therein shown and passed the bill:

H. B. 423. To incorporate the inhabitants and territory formerly embraced within the corporate limits of the municipal corporation, since dissolved, styled the city of Selma, and to establish a local government therefor.

W. L. CLAY,  
Secretary.

The bills, Senate bills 308 and 309, the titles of which are set forth in the above message, were read once, and ordered to a second reading on to-morrow.

The House concurred in the Senate amendment to the bill, H. B. 423—yeas 58, nays 0.

Yeas—Messrs. Speaker, Alexander, Armstrong, Adkison, Avent, Avery, Beck of Wilcox, Berry, Brewer, Browne of Talladega, Brown of Tuscaloosa, Cochran, Clayton, DOWLING, Ferrell, Fuller, Garrett, Gere, Graham, Grant, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Ingle, John, Jones, Kendrick, Kimbrough, Moren, Moragne, McIntyre, McCall, McMillan, Nevill, Orme, Porter, Purifoy, Reynolds of Henry, Russell, Sanford, Shackelford, Shealy, Simpson, Smith of Antanga, Swan, Tatam, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion—58.

On motion of Mr. Brown, of Tuscaloosa, the bill, House bill 557, was taken up, and considered, informally, as in committee of the whole;

Pending consideration of the bill, the committee arose; and,

Mr. Hamilton, by leave, introduced a bill—

H. B. 853. To provide for the collection by suit of any money of the State of Alabama illegally used by any public officer of the State, or illegally received by any person, partnership or corporation, from any public officer, or from any

depository or custodian of any of the moneys of this State;  
Which was read once, and ordered to a second reading on to-morrow.

The House adjourned to 4 p. m.

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AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES,

February 7, 1883.

The House met pursuant to adjournment.

By leave, Mr. John introduced the bills—

H. B. 854. To authorize the Governor to employ an expert accountant to audit and examine the books, accounts and vouchers of all public officers who receive or pay out any of the public funds;

Also,

H. B. 855. To prevent persons or companies operating railroads in this State charging unjust rates on freight;

Also,

H. B. 856. To amend section 2131 of the Code;

Also,

H. B. 857. To amend section 3253 of the Code;

Also,

H. B. 858. To amend section 4208 of the Code;

By Mr. McAdory—

H. B. 859. To amend sub-division one (1) of section 13 of article 3 of the act to organize and regulate a system of public instruction for the State of Alabama;

By Mr. Hawkins, of Jefferson—

H. B. 860. To provide for the examination of, and granting license to locomotive engineers of passenger trains, and to regulate the same;

Which were severally read once, and ordered to a second reading on to-morrow.

SPECIAL ORDER.

The special order, the adverse report of the committee on counties and county boundaries, on the bill—

H. B. 384. To form a new county, to be called Houston;  
Was taken up;

Mr. Purifoy moved to non-concur in the adverse report of the committee;

Mr. McMillan moved to lay the motion to non-concur on the table;

Which motion was lost;

The question recurring on the motion to non-concur in the adverse report of the committee, the motion was lost.

#### REPORTS FROM STANDING COMMITTEES.

Mr. Shackelford, from the committee on temperance, reported favorably, with amendment, to the bill—

H. B. 581. To prohibit the sale of intoxicating liquors near institutions of learning;

Mr. Wood moved to indefinitely postpone the bill, and amendment;

Which was carried;

Also, from the same committee, reported favorably, with amendment, to the bill—

H. B. 252. To regulate the granting of licenses to sell spirituous or vinous liquors in the county of Covington;

The amendment was adopted;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 57, nays 1.

Yeas—Messrs. Alexander, Anderson, Avent, Avery, Baker, Beck of Covington, Berry, Bibb, Burnett, Branch, Brewer, Broyles, Carmichael, Cochran, Clark, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Grant, Griffin, Grisham, Hamilton, Hogue, Hunt, Ingle, John, Jones, Kendrick, Langdon, Meren, McIntyre, McCall, Porter, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Shackelford, Shorter, Simpson, Smith of Antauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Williams, Willett, Wood, Wharton, Whitt, Young of Pickens—57.

Mr. Haden voted nay.

Also, from the same committee, reported favorably to the bill—

H. B. 296. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous, malt liquors, or intoxicating bitters, within three miles of Philadelphia and Liberty churches, in Marion county;

On motion of Mr. Young, of Marion, the bill was laid on the table.

Also, from same committee, reported favorably to the bill—

H. B. 319. To amend section 1 of an act entitled an act to amend section 1544 of the Code of Alabama, so far as the same relates to the counties of Blount, Oulman, Cleburne, Washington, Coosa, Autauga, St. Clair, Elmore, Marshall, Dale and Chilton, so far as the same relates to the county of Chilton;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 62, nays 0.

Yeas—Messrs. Speaker, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Dunklin, Ferrell, Fuller, Gere, Glover, Grant, Haden, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kimbrough, Moren, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Porter, Powell, Reynolds of Henry, Russell, Shackelford, Shealy, Simpson, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Colbert, Vines, Walker, Williams, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—62.

Also, from same committee, reported favorably to the bill—

H. B. 320. To amend section 1 of an act entitled an act to authorize the probate judge of Chilton county to order elections in certain cases to determine whether spirituous, vinous or malt liquors shall be sold, or otherwise disposed of, in said county, or in any heat or incorporated city or town therein, approved February 26th, 1881;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 64, nays 0.

Yeas—Messrs. Speaker, Avent, Avery, Baker, Beck of Wilcox, Berry, Bibb, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Clark, Clayton, Downing, Dunklin, Ferrell, Fuller, Gere, Glover, Grant, Grisham, Haden, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Moren, Moragne, McAdory, McIntyre, McCall, Nevill, Nesmith, Porter, Powell, Purifoy, Reynolds of Henry, Russell, Samford, Shackelford, Shealy, Shorter, Simpson, Swan, Tatam, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Willett, Wood, Wharton, Whitt, Young of Marion—64.



Also, from same committee, reported favorably, with amendment, to the bill—

H. B. 326. To amend an act entitled an act to prohibit the making, selling or otherwise disposing of spirituous or malt liquors, or intoxicating bitters of any kind, in any quantity, within the counties of Dale and Henry, approved February 26, 1881, so far as the same relates to Henry county;

The amendment was adopted;

The bill, as amended, was ordered to a third reading forthwith; read a third time, and passed—yeas 62, nays 0.

Yeas—Messrs. Speaker, Anderson, Adkison, Avent, Avery, Baker, Berry, Bibb, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Cochran, Clark, Clayton, Dowling, Dunklin, Ferrell, Fuller, Gere, Goree, Glover, Haden, Hamilton, Hawkins of Barbour, Hawkins of Shelby, Hogue, Ingle, John, Jones, Kimbrough, Moren, Moragne, McIntyre, McCall, McMillan, Nevill, Nesmith, Porter, Puriloy, Raisler, Reynolds of Henry, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Antauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—62.

On motion of Mr. Berry, the House adjourned until 10 o'clock to-morrow morning.

## THIRTY-EIGHT DAY.

### HOUSE OF REPRESENTATIVES,

THURSDAY, February 8, 1883.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Avent, of the House.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant,

Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, Moren, Moragne, Meldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith Autanga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens---93.

The journal of yesterday was read and approved.

Unanimous consent was given that the bills, H. B. 859, and H. B. 860, which were entered upon the journal, after having been introduced without leave, at the afternoon session of Wednesday, to remain on the calendar and assume their positions as bills on second reading.

#### ENROLLED BILLS.

Mr. Browne, from committee on enrolled bills, reported as correctly enrolled, the following bill, and the Speaker, in the presence of the House, immediately after its title had been publicly read, signed said bill, viz:

H. B. 621. To amend charter of the town of Union Springs;

Mr. McAdory moved to reconsider the vote by which the House on yesterday refused to non-concur in the adverse report of the committee on counties and county boundaries, to the bill—

H. B. 381. To form a new county to be called Houston;

The motion to reconsider was lost---yeas 32, nays 32.

Yeas—Messrs. Berry, Bibb, Branch, Carmichael, Clark, Clayton, Edwards, Goree, Graham, Harris, Kendrick, Kimbrough, Lang, McAdory, McIntyre, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Shackelford, Smith of Autanga, Tatum, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Wharton, Young of Pickens—32.

Nays—Messrs. Speaker, Alexander, Anderson, Avery, Beck of Wilcox, Broyn of Talladega, Brown of Tuscaloosa, Dunklin, Ferrell, Fuller, Grant, Haden, Hall, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of

Shelby, Hogue, Ingle, Jobu, Jones, Muldon, McMillan, Russell, Sanford, Shealy, Swau, Thagard, Walker, Willett, Whitt, Young of Marion—32.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 8, 1883.

*Mr. Speaker:*

The Senate has passed the following bills:

H. B. 243. To include the county of Cullman in the seventh congressional district of Alabama;

H. B. 246. To include the county of Cullman in the third senatorial district of Alabama;

And has amended as therein shown and passed the bills—

H. B. 104. To amend section 1515 of the Code;

H. B. 271. To amend section 1719 of the Code.

W. L. CLAY,  
Secretary.

The House refused to concur in the Senate amendment to the bill---

H. B. 271. To amend section 1719 of the Code---yeas 38, nays 41.

Yeas---Messrs. Speaker, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Ferrell, Fuller, Glover, Graham, Grisbam, Hall, Hammond, Hawkins of Shelby, Harris, Kendrick, Kimbrough, McIntyre, McMillan, Nevill, Nesmith, Orme, Porter, Purifoy, Raisler, Reynolds of Henry, Russell, Shealy, Wood, Young of Mariou, Young of Pickens---38.

Nays---Messrs. Beck of Wilcox, Berry, Bibb, Branch, Browne of Talladega, Broyles, Cochran, Clayton, Dowling, Dunklin, Edwards, Garrett, Grant, Griffin, Haden, Hamilton, Hawkins of Barbour, Hogue, Hunt, Ingle, John, Jones, Langdon, Moren, Moragne, Muldon, McCall, Sanford, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt---11.

The House concurred in the Senate amendment to

H. B. 104. To amend section 1515 of the Code.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 8, 1883.

*Mr. Speaker:*

The President has, in the presence of the Senate, signed the following bill, to which your signature is requested:

s. B. 211. Authorizing the mayor and aldermen of the city of Wetumpka, to donate a certain street for county purposes.

W. L. CLAY,  
Secretary.

The Speaker, in the presence of the House, immediately after its title had been publicly read, signed the s. B. 211, the title of which is set forth in the above message.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 8, 1883.

*Mr. Speaker:*

The Senate has originated and passed the following bills:

s. n. 199. To limit the compensation of judges of the county court of Russell county;

s. n. 200. To regulate the fine and forfeiture fund of Barbour and Elmore counties;

s. B. 81. To authorize executors and administrators to employ counsel in certain cases;

s. B. 99. To amend section 2670 of the Code. (Incestuous marriages.)

W. L. CLAY,  
Secretary.

The bills, s. B. 199, s. B. 200, s. B. 81, s. B. 99, the titles of which are set forth in the above message, were severally read once, and ordered to a second reading on to-morrow.

## BILLS ON SECOND READING.

The bills—

s. B. 180. To repeal an act to regulate the number of persons drawn to serve as grand and petit jurors for the

counties of Fayette, Lamar, Washington, Cherokee, Marion, St. Clair, Monroe, Calhoun, Franklin, Colbert, Chilton, Cleburne, Escambia, Coffee, Baldwin, Pike, Talladega, Blount, Crenshaw, Clay, Cullman, and Lawrence, approved February 13, 1879, so far as the same relates to Crenshaw county.

S. B. 308. To vacate and annul the charter and dissolve the corporation of the city of Opelika, and to provide for the application of the assets thereof to the discharge of the debts of the corporation;

S. B. 216. To amend section 4228 of the Code, relating to the use of firearms while lighting in a public place;

S. B. 249. To amend section 29 of the Code;

S. B. 309. To incorporate the district of Opelika, and to provide for the government thereof;

S. B. 277. To provide for a donation of books to the American Public Library at Stuttgart, Germany;

H. B. 854. To authorize the Governor to employ an expert accountant to audit and examine the books, accounts and vouchers of all public officers who receive or pay out any of the public funds;

H. B. 853. To provide for the collection by suit of any money of the State of Alabama illegally used by any public officer of the State, or illegally received by any person, partnership or corporation, from any public officer, or from any depository or custodian of any of the moneys of this State;

H. B. 856. To amend section 2131 of the Code;

H. B. 857. To amend section 3253 of the Code;

H. B. 858. To amend section 4208 of the Code;

Were severally read the second time, and referred to the committee on the judiciary.

The bills—

S. B. 113. To amend an act to regulate and fix the time of holding the courts in the several counties composing the seventh judicial circuit, approved March 1, 1881;

S. B. 186. To permanently locate the seat of justice in Morgan county;

Were severally read the second time, and referred to the committee on local legislation.

The bills—

S. B. 165. To empower the Railroad Commission of Alabama to recommend joint local rates on freight to railroad companies and persons operating railroads in this State;

H. B. 860. To provide for the examination of, and grant-

ing license to locomotive engineers of passenger trains, and to regulate the same;

H. B. 855. To prevent persons or companies operating railroads in this State charging unjust rates on freight;

Were severally read the second time, and referred to the committee on commerce and common carriers.

The bill—

H. B. 859. To amend sub-division one (1) of section 13 of article 3 of the act to organize and regulate a system of public instruction for the State of Alabama;

Was read the second time, and referred to the committee on education.

The bill—

S. B. 124. To amend an act to revive and complete the geological and agricultural survey of the State of Alabama;

Was read the second time, and referred to the committee on mining and manufactures.

The bill—

S. B. 328. To authorize the commissioners court of Convent county to allow the probate judge of said county compensation for services therein specified;

Was read second time, and referred to the committee on fees and salaries.

Mr. John offered the following resolution, which was adopted:

*Resolved*, That the Superintendent of Education be requested to report to the House whether any county superintendent has failed to settle his accounts; if so, to report the name of all such, and the amounts due by each of county superintendents.

On motion of Mr. Berry, the regular order was suspended, in order to allow the introduction of bills.

#### CALL OF THE COUNTIES.

On the call of the counties, bills were introduced:

By Mr. Shorter—

H. B. 861. To exempt the stock of parties living in Barbour county from liability for depredation upon the lands in Bullock county whereon stock is prohibited from running at large;

Also,

H. B. 862. To prohibit stock from running at large on that portion of the Wiley plantation in Barbour county

bounded as follows: on the south by Cowikee creek, on the west by the public road leading to Hawkinsville, on the north by the Hawkius place, and on the east by the Stovall plantation;

By Mr. Wharton—

H. B. 863. To regulate the issuance of marriage license in the State of Alabama;

Also,

H. B. 864. To provide for the more efficient enforcement of the revenue laws, and to punish offenders;

By Mr. Dunklin—

H. B. 865. To repeal an act entitled an act to prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters, in Butler Springs beat, in the county of Butler, approved February 28, 1881;

By Mr. Swan—

H. B. 866. To amend section 1630 of the Code;

By Mr. Watlington—

H. B. 867. To repeal an act entitled an act to establish an inferior court for the county of Cullman, approved March 1, 1881;

By Mr. Dowling—

H. B. 868. To amend sections 6 and 14 of an act entitled an act to incorporate the town of Ozark, in the county of Dale;

By Mr. Berry—

H. B. 869. To amend section 4419 of the Code, and to punish trespassers;

Also,

H. B. 870. To submit a proposition to the qualified electors of this State to amend section 5, article 4, of the Constitution;

By Mr. Anderson—

H. B. 871. To prescribe the amount to be paid for board and care of Mrs. Priscilla Tutt, a lunatic, now an inmate of the Alabama Insane Hospital, at Tuscaloosa;

By Mr. Avery—

H. B. 872. To authorize special constables to levy attachments and to sell the property levied upon as bonded constables;

Also,

H. B. 873. To authorize the court of county commis-

sioners of Hale county to furnish tools for working the public roads;

Also (by request),

H. B. 874. To provide notaries public with justices jurisdiction, copies of the Code under certain circumstances;

By Mr. Harris—

H. B. 875. To prohibit the sale or storage in this State of certain oils, dangerous to human life;

By Mr. Hunt—

H. B. 876. To require the Secretary of State to furnish to each notary public with powers of justices of the peace, the Code of Alabama, and a copy of acts of each session of the General Assembly of Alabama, since the adoption of the Code;

Also,

H. B. 877. For the relief of certain teachers of public schools in school district No. 21, in Jackson county;

Also,

H. B. 878. To regulate the trial of civil causes before justices of the peace and notaries public with powers of justices of the peace in Jackson county, and to define the venue;

By Mr. McAdory, (by request)—

H. B. 879. To amend section 1234 of the Code;

By Mr. Kendrick—

H. B. 880. To provide for the election of marshal for the town of Florence;

By Mr. Clark—

H. B. 881. To dispose of the moneys arising from the hire of convicts;

By Mr. Sanford—

H. B. 882. To amend section 1630 of the Code;

By Mr. Foster—

H. B. 883. To amend an act to prescribe the manner in which claims against the fine and forfeiture fund of Macon county shall be paid;

By Mr. Walker—

H. B. 884. To provide for the prosecution of misdemeanors in the county court of Marengo county;

By Mr. Muldon—

H. B. 885. To make an appropriation for the support of the Alabama Institution for the deaf, dumb and blind;

Also,

H. B. 886. To make appropriations for the payment of



the railroad commissioners and their clerk, and for other expenses of the railroad commission ;

Also,

H. B. 887. To make appropriation for the Board of Health of the State of Alabama ;

Also,

H. B. 888. To amend sub-division 18 of section 1, of an act entitled an act to make appropriations for the ordinary expenses of the executive, legislative and judicial department of the State for interest on the public debt, and for public schools, approved December 12, 1882 ;

Also,

H. B. 889. For the compensation of the assistant librarian for the fiscal year ending September 30, 1883, and September 30, 1884, respectively ;

Also,

H. B. 890. For the support of the Alabama Insane Asylum ;

By Mr. Hamilton---

H. B. 891. To incorporate the Mobile Boon and Canal Company ;

Also,

H. B. 892. To incorporate the Beneficent Mutual Relief Society ;

By Mr. McMillan---

H. B. 893. For the relief of Dr. Hugh T. Fountain ;

Also,

H. B. 894. To repeal the law prohibiting the sale of spirituous or vinous liquors in Monroe county, so far as it relates to beat No. 11, in said county ;

By Mr. Shackelford---

H. B. 895. To prevent the sale, giving away, or other disposition of intoxicating liquors, within two miles of Shady Grove church and school house, in Pike county ;

By Mr. Graham---

H. B. 896. To provide for a system of assessing and collecting back or escaped taxes on persons or property, or subjects of taxation, and to regulate the proceedings for collecting the same ;

By Mr. Aderholt---

H. B. 897. To amend section 1 of an act entitled an act to prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous or malt liquors, or intoxicating beverages, within five miles of Ten Island Baptist church, in

Calhoun county, Alabama, approved 29th of November, 1880, so as to restrict the provisions of said act to the counties of Calhoun and Etowah;

By Mr. Aderholt---

H. B. 898. To amend section 1632 of the Code;

By Mr. Grisham---

H. B. 899. To provide measures and inspectors of saw logs and timber in counties of this State, where the same may be necessary;

By Mr. Shorter---

H. B. 900. To relieve Albert Roman, a citizen of Barbour county, of his legal disability;

Which were severally read once and ordered to a second reading on to-morrow.

#### PETITIONS.

Petitions were presented by Messrs. Garrett, Baker, Langdon, Willett, and a memorial by Mr. Moren, which were referred to the committee on temperance.

Also, petitions were presented by Mr. Goree, which were referred to the committee on counties and county boundaries.

Also, petitions were presented by Messrs. Smith, of Autauga, and Tiagle, which were referred to the committee on privileges and elections.

And, by Mr. Alexander, which was referred to the committee on education.

#### MESSAGE FROM THE SENATE.

##### SENATE CHAMBER,

February 8, 1883.

*Mr. Speaker:*

The Senate requests the return of the bill---

H. B. 104. To amend section 1515 of the Code.

W. L. CLAY,

Secretary.

On motion of Mr. Brown, of Tuscaloosa, the vote by which the House concurred in the Senate amendment to the bill---

H. B. 104. To amend section 1515 of the Code;

Was reconsidered and the bill was thereupon returned to the Senate, as requested in the above message.

On motion of Mr. Powell, the special order for this hour was suspended, and the committee on the judiciary permitted to make a report.

Mr. Hamilton, from the judiciary committee, reported favorably to the bill—

S. B. 204. To change the time of holding the circuit court in Bullock county;

The bill was ordered to a third reading forthwith; read a third time and passed—yeas 76, nays 0.

Yeas—Messrs. Speaker, Aderholt, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Berry, Bibb, Burnett, Branch, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Grant, Griffin, Grisham, Haden, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Ingle, John, Jones, Kendrick, Kimbrough, Langdon, Moren, Morague, Muldon, McAdory, McIntyre, McCall, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Reynolds of Henry, Russell, Sanford, Shackelford, Shealy, Simpson, Smith, of Dallas, Smith of Antanga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion—76.

The bill was ordered at once to the Senate.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 8, 1883.

*Mr. Speaker:*

The Senate adheres to its amendment to the bill---

H. B. 271. To amend section 1719 of the Code;

And asks a committee of conference thereon; committee on part of Senate, Messrs. Seay, Mitchell and Bowles;

And returns with its original amendment thereto, the bill---

H. B. 104. To amend section 1515 of the Code.

W. L. CLAY,  
Secretary.

The Senate request, contained in the above message, for

a committee of conference on the bill H. B. 271, was granted; committee on part of the House, Messrs. Wood, Hogue and Branch.

The House concurred in the Senate amendment to the bill---  
H. B. 104. To amend section 1515 of the Code---yeas 77, nays 1.

Yeas---Messrs Speaker, Aderholt, Alexander, Armstrong, Adkison, Avery, Baker, Beck of Covington, Berry, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, John, Jones, Kendrick, Kimbrough, Lang, Landon, Moren, Morague, McAdory, McIntyre, McCall, McMillan, Nevill, Orme, Porter, Powell, Purifoy, Raiser, Reynolds of Henry, Robinson, Sanford, Shealy, Simpson, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklia, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens---77.

Mr. Walker voted nay.

The special order, which was the consideration of the bill H. B. 558, was taken up, and on motion of Mr. Brown of Tuscaloosa, its further consideration was postponed, temporarily.

The bill---

H. B. 557, was taken up, and considered, informally, by committee of the whole.

#### MESSAGE FROM THE GOVERNOR.

EXECUTIVE OFFICE,

MONTGOMERY, ALA., Feb. 8, 1883.

*Mr. Speaker:*

The Governor has approved the following bill, which originated in the House;

H. B. 621. To amend the charter of the town of Union Springs.

W. G. HUTCHESON,  
Recording Secretary.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 8, 1883.

*Mr. Speaker :*

The Senate has originated and passed the following bill---  
 s. B. 246. To prevent stock from running at large in  
 China Grove beat, in Pike county.

W. L. CLAY,  
 Secretary.

The bill, the title of which is set forth in the above message, was read once and ordered to a second reading on tomorrow.

The House adjourned until 4 p. m.

## AFTERNOON SESSION.

The House met pursuant to adjournment.

## REPORTS FROM STANDING COMMITTEES.

Mr. Simpson, from committee on corporations, reported favorably to the bill—

H. B. 346. To incorporate the Society of Alumnae of the Jndson Female Institute, located at Marion, Perry county;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 70, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Adkison, Avery, Baker, Beck of Covington, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clayton, Dunklin, Edwards, Ferrell, Garrett, Gere, Goree, Glover, Grant, Griffin, Grisham, Haden, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hunt, Ingle, Jones, Kendrick, Langdon, Maren, Morague, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Purifoy, Raiser, Reynolds of Henry, Russell, Samford, Shackelford, Shealy, Simpson, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin,

Vines, Walker, Watlington, Williams, Whitt, Young of Marion, Young of Pickens—70.

Also, from same committee, reported back the bill—

H. B. 282. To require passenger trains on railroads operated under the laws of the State of Alabama, to stop at certain stations therein named;

And recommended that it be recommitted to the committee on commerce and common carriers, which was so ordered.

Also, from same committee, reported back the bill—

H. B. 135. To amend sub-division 10 of the Code, and recommended that it be recommitted to the committee on ways and means, which was so ordered.

Also, from same committee, reported favorably to the bill—

H. B. 511. To incorporate a board of trustees for the McGready Presbytery, of the Cumberland Presbyterian church;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 73, nays 0.

Yeas—Messrs. Speaker, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Branch, Brewer, Browne of Talladega, Brown of Tusculoosa, Broyles, Clark, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Gorree, Glover, Grant, Griffin, Grisham, Gladen, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, Kendrick, Kimbrough, Langdon, Moren, Moragne, Muldon, McIntyre, McCall, McMillan, Nevill, Nesmith, Porter, Purifoy, Raisler, Reynolds of Henry, Russell, Sanford, Shackelford, Simpson, Smith of Antanga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Wharton, Whitt, Young of Marion, Young of Pickens—73.

Also, from same committee, reported favorably to the bill—

H. B. 268. To incorporate the Fowl River Improvement and Canal Company;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 79, nays 1.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Berry, Bibb, Branch, Brewer, Browne of Talladega, Brown of

Tuscaloosa, Broyles, Carmichael, Clark, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Goree, Glover, Grant, Grisham, Haden, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, Jones, Kendrick, Kimbrough, Langdon, Moren, Moragne, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Puritoy, Reynolds of Henry, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—79.

Mr. Griffin voted nay.

Also, from same committee, reported favorably to the bill---

S. B. 103. To incorporate the Rockford High School;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 79, nays 0.

Yeas--Messrs. Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Berry, Bibb, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clark, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Gere, Goree, Grant, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Langdon, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Powell, Puritoy, Raiser, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Wood, Wharton, Whitt, Young of Marion, Young of Pickens---79.

Also, from same committee, reported favorably to the bill---

H. B. 536. To incorporate the White Sulphur Springs College in DeKalb county, Alabama;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 76, nays 0.

Yeas--Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Berry, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Clayton, Dowling, Ferrell, Gar-

rett, Gere, Gorce, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, Jones, Kendrick, Kimbrough, Langdon, Moren, McAdory, McIntyre, McCall, McMillan, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Russell, Sanford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tatnm, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens--76.

Also, from same committee, reported favorably, with amendment to the bill--

H. B. 783. To amend section 9 of an act to incorporate the town of Tuskegee, in the county of Macon, and for other purposes, approved March 15, 1873;

The amendment was adopted;

The bill was ordered to a third reading forthwith, read a third time and passed--yeas 67, nays 5.

Yeas--Messrs. Speaker, Aderholt, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beek of Covington, Berry, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Clayton, Ferrell, Fuller, Garrett, Gere, Gorce, Graham, Griffin, Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, John, Jones, Kendrick, Kimbrough, Moren, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Powell, Purifoy, Raisler, Reynolds of Henry, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tatnm, Thagard, Underwood of Franklin, Vines, Walker, Willett, Wharton, Whitt, Young of Marion--67.

Nays--Messrs. Branch, Haden, Ingle, Underwood of Colbert, and Williams--5.

Also, from same committee, reported favorably, with amendment to the bill--

H. B. 585. To incorporate the town of Brownsville;

The amendment was adopted.

Mr. Sanford moved that the further consideration of the bill be postponed until 12 m. on Tuesday next, and be made the special order for that hour, which motion was carried.

Also, from the same committee, reported favorably, with amendment to the bill--



H. B. 459. Concerning charitable, benevolent and beneficiary associations, societies and corporations;

The amendment was adopted.

On motion of Mr. Hamilton, the title of the bill was so amended as to read;

H. B. 459. To regulate the business of co-operative and mutual aid and relief associations, societies and corporations;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 72, nays 0.

Yeas—Messrs. Speaker, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Bibb, Burnett, Branch, Brewer, Brown of Tuscaloosa, Broyles, Cochran, Clayton, Dowling, Dunklin, Ferrell, Fuller, Garrett, Gere, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Moren, Moragne, Muldon, McAdory, McIntyre, McMillan, Nevill, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Russell, Samford, Shackelford, Shorter, Simpson, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Walker, Watlington, Wood, Wharton, Whitt, Young of Marion, Young of Pickens---72.

Also, from same committee, reported favorably, with amendment, to the bill---

H. B. 482. To incorporate the Home Real Estate and Loan Company, of Selma, Alabama;

The amendment was adopted;

The bill was ordered to a third reading forthwith; read a third time and passed---yeas 53, nays 0.

Yeas---Messrs. Avent, Avery, Baker, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Brown of Talladega, Brown of Tuscaloosa, Clayton, Dowling, Dunklin, Ferrell, Fuller, Garrett, Gere, Graham, Grant, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Muldon, McAdory, McMillan, Nevill, Porter, Powell, Purifoy, Shackelford, Shorter, Simpson, Swan, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens---53.

Also, from same committee, reported favorably to the bill---

H. B. 552. To extend the corporate limits of the city of Talladega;

The bill was ordered to a third reading forthwith; read a third time and passed---yeas 65, nays 1.

Yeas---Messrs. Speaker, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Cochran, Clark, Clayton, Dowling, Dunklin, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, John, Jones, Kimbrough, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Shackelford, Shealy, Shorter, Simpson, Smith of Antauga, Swan, Tingle, Thagard, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens---65.

Mr. Broyles voted nay.

Also, from the same committee, reported favorably to the bill—

H. B. 553. To amend section 21 of an act entitled an act to establish a new charter for the city of Talladega, and to repeal all acts in contravention therewith, approved March 1st, 1870;

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 65, nays 0.

Yeas---Messrs. Speaker, Adersholt, Avery, Beck of Covington, Beck of Wilcox, Berry, Bibb, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Clark, Clayton, Dowling, Dunklin, Fuller, Garrett, Goree, Glover, Graham, Grant, Griffin, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Hogue, Hunt, John, Jones, Kendrick, Kimbrough, Langdon, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Russell, Shealy, Simpson, Smith of Antauga, Swan, Tatun, Tingle, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt---65.

Also, from same committee, reported favorably, with amendment, to the bill—

H. B. 101. To incorporate the Greensport Manufacturing Company.

On motion of Mr. Hammond, the title of the bill was so amended as to read—

H. B. 101. To incorporate the Coosa Mining and Manufacturing Company;

The amendment of the committee was adopted;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 68, nays 0.

Yeas—Messrs. Speaker, Armstrong, Avery, Beck of Covington, Beck of Wilcox, Berry, Bibb, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Cochran, Clark, Clayton, Dowling, Dunklin, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, John, Jones, Kendrick, Kimbrough, Langdon, Moren, Moragne, Muldow, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Puritoy, Raisler, Russell, Shackelford, Shorter, Simpson, Smith of Autauga, Swan, Tatnm, Tingle, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Whartan, Whitt—68.

Mr. Berry, by leave, introduced a bill—

H. B. 201. To prohibit the hiring of county convicts outside of, or beyond, the limits of Dallas county;

Which was read once, and ordered to a second reading on to-morrow.

On motion of Mr. Shackelford, the House adjourned until 10 o'clock to-morrow morning.

## THIRTY-NINTH DAY.

### HOUSE OF REPRESENTATIVES,

February 9, 1883.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Avent, of the House.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover,

Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Iugle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Russell, Sanford, Shackelford, Shealy, Shorter, Simpsou, Smith of Autauga, Swan, Sanford, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens---93.

The journal of yesterday was read and approved.

#### ENGROSSED BILLS.

#### HOUSE OF REPRESENTATIVES,

February 8, 1883.

*Mr. Speaker :*

The committee on engrossed bills have compared the following bills, and find them correctly engrossed, viz :

H. B's. Nos. 320, 252, 232, 60, 319, 326, 132, 707, 11, 46, 172, 626.

MAC. A. SMITH,  
Chairman.

#### ENROLLED BILLS.

Mr. Browne, from the committee on enrolled bills, reported as correctly enrolled the following bills, and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills :

H. B. 245. To include the county of Gullman in the Seventh Congressional District of Alabama;

H. B. 246. To include the county of Cullman in the Third Senatorial District of Alabama;

H. B. 104. To amend section 1515 of the Code.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 9, 1883.

*Mr. Speaker:*

The Senate has originated and passed the following bill:  
 s. B. 43. To relieve married women from the disability of coverture, by amending section 2731 of the Code;

Also, passed without amendment—

H. B. 763. To provide for the survey and locating the line between the counties of Cherokee and Cleburne.

W. L. CLAY,  
 Secretary.

The bill, the title of which is set forth in the above message, s. B. 43, was read once and ordered to a second reading on to-morrow.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 9, 1883.

*Mr. Speaker:*

The President has, in the presence of the Senate, signed the following bill, to which your signature is requested:

s. B. 204. To change the time of holding the circuit court in Bullock county.

W. L. CLAY,  
 Secretary.

The Speaker, in the presence of the House, immediately after its title had been publicly read, signed the bill, s. B. 204.

Leave of absence was granted Mr. Walker for two days.

Mr. Shaekelford, by leave from the committee on temperance, reported favorably to the bill—

H. B. 415. To authorize the probate judge of Tallapoosa county to order an election to determine whether spirituous, vinous or malt liquors, or other intoxicating beverages, shall be sold, given away, or otherwise disposed of in said county, the same being prohibited by an act entitled an act

to prohibit the sale of spirituous, vinous or malt liquors, or other intoxicating beverages, in the counties of Etowah, Cherokee, DeKalb and Tallapoosa, approved February 28, 1881:

Mr. Moragne moved to amend by including the county of Etowah, in the provisions of the bill;

The amendment was adopted;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 64, nays 3.

Yeas—Messrs. Speaker, Anderson, Baker, Beck of Covington, Berry, Burnett, Branch, Brown of Tuscaloosa, Cochran, Clark, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Goree, Glover, Grant, Griffin, Grisham, Haden, Hamilton, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrongh, Lang, May, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Purifoy, Raisler, Reynolds of Henry, Sanford, Simpson, Smith of Autauga, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—64.

Nays—Messrs. Gere, Russell, Shackelford—3.

The bill was ordered forthwith to the Senate without engrossment.

#### MESSAGE FROM THE SENATE.

#### SENATE CHAMBER,

February 9, 1883.

*Mr. Speaker :*

The Senate has amended by way of substitute, and as amended has passed the bill—

H. B. 379. To provide for the establishing of a separate school district to be known as the Peabody school district in Lee and Russell counties, and for the appointment of a board of trustees for said school district with certain powers and privileges;

And has adopted a joint resolution—

S. 376. Requesting the President of the United States to call the attention of the French Government to the claims of Pierre Dupont, lineal descendant of Marshall

Francois Joseph LeFevre, the Duke of Dantzic, and ask his restoration to the property rights of his ancestors.

W. L. CLAY,  
Secretary.

On motion of Mr. Ferrell, the House concurred in the amendment to the above bill, H. B. 379--yeas 12, nays 2.

Yeas—Messrs. Speaker, Aderholt, Anderson, Adkison, Avent, Avery, Baker, Beck of Wilcox, Berry, Burnett, Branch, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Lang, Langdon, May, Moren, Moragne, Muldon, McIntyre, McCall, McMillan, Nevill, Orme, Porter, Raiser, Reynolds of Henry, Russell, Shackelford, Shealy, Shorter, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Watlington, Williams, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—72.

Messrs. Branch, and Underwood of Colbert voted nay.

On motion of Mr. Branch, the joint memorial, s. 376, was laid temporarily on the table.

Mr. John, from special conference committee, submitted the following report:

*Mr. Speaker:*

The committee of conference to which was referred the disagreement between the two Houses of the General Assembly on the first and third amendments of the Senate to the House bill number 71, "to be entitled an act to increase the jurisdiction of justices of the peace in Dallas, Choctaw, Cherokee, Elmore, Smelter, Greene, Montgomery, Autauga, Lowndes, Perry, Clay, St. Clair, Coosa, Hale, Russell, Barbour, Madison, Limestone and Marengo counties," have had the same under consideration, and recommend that the House of Representatives concur in each of said amendments.

D. S. TROY, A. G. SMITH, A. V. GARDNER,  
of the Senate.

S. W. JOHN, W. J. SAMFORD, JOS. SHACKELFORD,  
of the House.

The report of the conference committee was adopted—yeas 55, nays 2.

Yeas—Messrs. Speaker, Aderholt, Anderson, Armstrong, Adkison, Avent, Baker, Burnett, Branch, Brown of Tuscaloosa, Cochran, Clark, Dowling, Dunklin, Edwards, Fuller, Garrett, Glover, Grant, Griffin, Grisham, Haden, Hammond, Hawkins of Barbour, Hawkins of Shelby, Hogue, Hunt, John, Kendrick, Kimbrongh, Lang, Moren, McAdory, McIntyre, McCall, McMillan, Nevill, Orine, Purifoy, Raisler, Reynolds of Henry, Russell, Sanford, Shackelford, Simpson, Swan, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt—55.

Nays—Messrs. Berry and Porter—2.

# MESSAGE FROM THE SENATE

## SENATE CHAMBER,

February 9, 1883.

*Mr. Speaker :*

The Senate has originated and passed the following bills :  
 s. B. 227. To prohibit fishing in the waters of Madison county of the State of Alabama, with nets or seines ;

s. B. 301. For the relief Miss Anna Pybas, of Colbert county ;

s. B. 335. To remove the chancery court from the town of Claiborne, in Monroe county, to the town of Monroeville, in said county ;

s. B. 298. To amend sections 3 and 4 of an act to authorize the commissioners court, or court or board of county revenues of the counties of Marengo, Sumter, Montgomery, Hale, Dallas, Autauga, Wilcox, Lowndes, Russell, Monroe, Lawrence and Perry, to establish or abolish districts in which stock may be prevented from running at large, approved February 28, 1881, so far as the same relates to Russell county ;

And ordered these bills forthwith to the House without engrossment, and has passed the bill—

H. B. 291. For the relief of Benjamin H. Craig, of Dallas county.

W. L. CLAY,  
 Secretary.

The bills, s. B. 227, s. B. 301, s. B. 335, s. B. 298, the



titles of which are set forth in the above message, were severally read once, and ordered to a second reading on to-morrow.

#### SPECIAL ORDER.

The special order, which was the consideration of the bill—

s. B. 138. To define some of the duties of the State Board of Health;

Was taken up, and on motion of Mr. Brown, of Tuscaloosa, was postponed until 12 m. on Wednesday next, and made special order for that hour.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 9, 1883.

*Mr. Speaker:*

The Senate has originated and passed the following bills:

s. B. 230. For the relief of John Rupert, circuit clerk in the county of Escambia—(with petition);

s. B. 269. To fix the *per diem* and mileage of the county commissioners of Pickens county.

W. L. CLAY,  
Secretary.

The bills, s. B. 230, s. B. 269, the titles of which are set forth in the above message, were read once and ordered to a second reading on to-morrow.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 9, 1883.

*Mr. Speaker:*

The President has, in the presence of the Senate, signed the following bill, to which your signature is requested:

s. B. 103. To incorporate the "Rockford High School."

W. L. CLAY,  
Secretary.

The Speaker, immediately after its title had been publicly read, signed the bill, s. B. 103, the title of which is set forth in the above message.

#### SPECIAL ORDER.

The special order, which was the bill—

H. B. 557. To levy taxes for the use of this State and the counties thereof;

Was taken up, and considered, informally, by committee of the whole;

Amendments were offered and adopted, and bill and amendments, when the committee rose, were reported to the House by the Speaker.

The consideration of the bill—

H. B. 557. To levy taxes for the use of this State and the counties thereof;

Was taken up.

#### PETITIONS.

Mr. Shackelford presented a petition, which was referred to the committee on local legislation.

The chair laid before the House a communication from the Superintendent of Education, in response to a resolution which was adopted on the 8th inst.;

On motion of Mr. Berry, the communication was referred to the committee on education.

The House adjourned until 4 o'clock p. m.

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#### AFTERNOON SESSION.

Friday, February 9, 1883.

The House met pursuant to adjournment.

Leave of absence was granted Mr. Bibb, on account of sickness.

On motion of Mr. Shorter, the regular order was suspended, in order to consider bills on second reading.

## BILLS ON SECOND READING.

The bills—

H. B. 861. To exempt the stock of parties living in Barbour county from liability for depredation upon the lands in Bullock county whereon stock is prohibited from running at large;

H. B. 862. To prohibit stock from running at large on that portion of the Wiley plantation in Barbour county bounded as follows: on the south by Cowikee creek, on the west by the public road leading to Hawkinsville, on the north by the Hawkins place, and on the east by the Stovall plantation;

H. B. 863. To regulate the issuance of marriage licenses in the State of Alabama;

H. B. 864. To provide for the more efficient enforcement of the revenue laws, and to punish offenders;

H. B. 868. To amend sections 6 and 14 of an act entitled an act to incorporate the town of Ozark, in the county of Dale;

H. B. 884. To provide for the prosecution of misdemeanors in the county court of Marengo county;

H. B. 900. To relieve Albert Roman, a citizen of Barbour county, of his legal disability;

H. B. 875. To prohibit the sale or storage in this State of certain oils, dangerous to human life;

Were severally read the second time and referred to the committee on accounts and claims.

The bills—

H. B. 872. To authorize special constables to levy attachments and to sell the property levied upon as bonded constables;

H. B. 876. To require the Secretary of State to furnish to each notary public with powers of justices of the peace, the Code of Alabama, and a copy of acts of each session of the General Assembly of Alabama, since the adoption of the Code;

H. B. 878. To regulate the trial of civil causes before justices of the peace and notaries public with powers of justices of the peace in Jackson county, and to define the venue;

H. B. 898. To amend section 1632 of the Code;

S. B. 81. To authorize executors and administrators to employ counsel in certain cases;

S. B. 99. To amend section 2670 of the Code;

Were severally read the second time and referred to the committee on the judiciary.

The bills—

H. B. 874. To provide notaries public with justices jurisdiction, copies of the Code under certain circumstances;

H. B. 883. To amend an act to prescribe the manner in which claims against the fine and forfeiture fund of Macon county shall be paid;

S. B. 200. To regulate the fine and forfeiture fund of Barbour and Elmore counties;

S. B. 199. To limit the compensation of judge of the county court of Russell county;

Were severally read the second time and referred to the committee on fees and salaries.

The bills—

H. B. 890. For the support of the Alabama Insane Asylum;

H. B. 889. For the compensation of the assistant librarian for the fiscal years ending September 30, 1883, and September 30, 1884, respectively;

H. B. 888. To amend sub-division 18 of section 1, of an act entitled an act to make appropriations for the ordinary expenses of the executive, legislative and judicial departments of the State for interest on the public debt, and for public schools, approved December 12, 1882;

H. B. 887. To make appropriation for the Board of Health of the State of Alabama;

H. B. 886. To make appropriations for the payment of the railroad commissioners and their clerk, and for other expenses of the railroad commission;

H. B. 885. To make appropriations for the support of the Alabama Institution for the deaf, dumb and blind;

H. B. 871. To prescribe the amount to be paid for board and care of Mrs. Priscilla Tutt, a lunatic, now an inmate of the Alabama Insane Hospital, at Tuscaloosa,

Were severally read the second time and referred to the committee on appropriations.

The bills—

H. B. 867. To repeal an act entitled an act to establish an inferior court for the county of Cullman, approved March 1, 1881;

H. B. 880. To provide for the election of marshal for the town of Florence;

S. B. 246. To prevent stock from running at large in China Grove beat, in Pike county;

Were severally read the second time, and referred to the committee on local legislation.

The bills---

H. B. 879. To amend section 1234 of the Code;

H. B. 877. For the relief of certain teachers of public schools in school district No. 21, in Jackson county;

Were severally read the second time, and referred to the committee on education.

The bills---

H. B. 897. To amend section 1 of an act entitled an act to prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous, or malt liquors, or intoxicating beverages, within five miles of Ten Island Baptist church, in Calhoun county, Alabama, approved 29th of November, 1880, so as to restrict the provisions of said act to the counties of Calhoun and Etowah;

H. B. 895. To prevent the sale, giving away, or other disposition of intoxicating liquors, within two miles of Shady Grove church and school house, in Pike county;

H. B. 894. To repeal the law prohibiting the sale of spirituous or vinous liquors in Monroe county, so far as it relates to beat No. 11, in said county;

H. B. 865. To repeal an act entitled an act to prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters, in Butler Springs beat, in the county of Butler, approved February 28, 1881;

Were severally read the second time, and referred to the committee on temperance.

The bills---

H. B. 899. To provide measures and inspectors of saw logs and timber in counties of this State, where the same may be necessary;

H. B. 896. To provide for a system of assessing and collecting back or escaped taxes on persons or property, or subjects of taxation, and to regulate the proceedings for collecting the same;

Were severally read the second time, and referred to the committee on ways and means.

The bill---

H. B. 870. To submit a proposition to the qualified elect-

ors of this State to amend section 5, article 4, of the Constitution;

Was read second time, and referred to the committee on privileges and elections.

The bills---

H. B. 869. To amend section 4419 of the Code, and to punish trespassers;

H. B. 901. To prohibit the hiring of convicts outside of and beyond the limits of Dallas county;

Were severally read the second time, and referred to the committee on agriculture.

The bills---

H. B. 882. To amend section 1630 of the Code;

H. B. 873. To authorize the court of county commissioners of Hale county to furnish tools for working the public roads;

H. B. 866. To amend section 1630 of the Code;

Were severally read the second time, and referred to the committee on public roads and highways.

The bill---

H. B. 881. To dispose of the moneys arising from the hire of convicts;

Was read the second time, and referred to the committee on penitentiary and criminal administration.

The bill---

H. B. 891. To incorporate the Mobile Boom and Canal Company;

Was read the second time, and referred to the committee on corporations.

On motion of Mr. Griffin the bill, House bill 343, was withdrawn from the committee on local legislation, and re-committed to the committee on temperance.

#### SPECIAL ORDER.

The special order, which was the bill, House bill 195, was taken up; and,

On motion of Mr. Langdon, the further consideration was postponed; and made the special order for 12 m. on Monday next.

#### REPORTS FROM STANDING COMMITTEES.

Mr. Simpson, from the committee on corporations, reported adversely to the bill--

H. B. 509. To incorporate the Rome and Decatur Railroad Company, and build branches thereto, and for other purposes;

Mr. Swan moved to non-concur in the adverse report;

Which motion was carried;

The question recurring on the passage of the bill, it was lost---yeas 22, nays 42.

Also, from same committee, reported favorably, with amendment, to the bill---

H. B. 802. To authorize private business corporations, which may hereafter be organized under the provisions of article 7, chapter 1, part 2, title 1 of the Code, to hold stockholders' and directors' meetings, and do corporate acts in other States of the union;

The amendment was adopted;

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 31, nays 21.

Yeas---Messrs. Alexander, Avent, Beck of Covington, Berry, Brewer, Brown of Tuscaloosa, Clayton, Dowling, Goree, Glover, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Harris, Hunt, John, Kimbrough, Langdon, May, Moren, McAdory, McIntyre, Nesmith, Porter, Purifoy, Shorter, Smith of Autauga, Thiagard, Vines, Wood, Wharton, Whitt---32.

Nays---Messrs. Speaker, Adkison, Branch, Clark, Gere, Grant, Hamilton, Hawkins of Shelby, Kendrick, Moragne, Muldon, McCall, McMillan, Raisler, Shackelford, Shealy, Tingle, Underwood of Colbert, Underwood of Franklin, Watlington, Young of Marion---21.

Also, from same committee, reported favorably to the bill---

H. B. 586. To incorporate the Alabama Chemical and Mining Company;

The bill was ordered to a third reading forthwith; read a third time and passed---yeas 60, nays 3.

Yeas---Messrs. Speaker, Aderbolt, Armstrong, Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Brown of Tuscaloosa, Carmichael, Clark, Dowling, Dunklin, Fuller, Garrett, Gere, Goree, Grant, Grisham, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, John, Kendrick, Kimbrough, Langdon, May, Moren, Moragne, Muldon, McAdory, McCall, McMillan, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Russell, Samlord, Shealy,

Simpson, Swan, Tingle, Thagard, Underwood of Franklin, Vines, Watlington, Williams, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—60.

Nays—Messrs. Branch, Haden and Underwood of Colbert—3.

Also, from same committee, reported favorably to the bill—

H. B. 708. To repeal an act to incorporate the town of Waterloo, in Lauderdale county, approved February 26, 1872;

The bill was ordered to a third reading forthwith; read a third time and passed—yeas 71, nays 0.

Yeas—Messrs. Speaker, Aderholt, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Burnett, Branch, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Dowling, Dunklin, Fuller, Garrett, Gere, Goree, Grant, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hunt, Ingle, John, Jones, Kimbrough, Langdon, May, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Russell, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Sanford, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Williams, Wood, Whitt, Young of Marion, Young of Pickens—71.

Also, from same committee, reported favorably to the bill—

H. B. 717. To incorporate the Bienville Water Supply Company;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 57, nays 0.

Yeas—Messrs. Aderholt, Alexander, Adkison, Avent, Avery, Baker, Beck of Covington, Berry, Branch, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clayton, Dowling, Dunklin, Garrett, Goree, Grant, Grisham, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Hunt, John, Kimbrough, Langdon, May, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Russell, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Sanford, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Wood, Wharton, Whitt.—57.

The bill was ordered to Senate forthwith.



Also, from same committee, reported favorably, with amendment, to the bill—

H. B. 578. To amend an act to establish a new charter for the city of Birmingham, approved March 1, 1881 ;

The amendment was adopted.

Mr. Hawkins of Jefferson, offered an amendment.

On motion of Mr. Hawkins of Jefferson, consideration of the bill and amendment was postponed until 10 o'clock to-morrow, and made special order for that hour.

Also, from same committee, reported favorably to the bill—

H. B. 788. To carry into effect any plan or scheme for the compromise, adjustment and settlement of the existing indebtedness of the late corporation, known as the city of Selma, which may be agreed upon between the creditors of the said city of Selma and the commissioners of the city of Selma, appointed under and by virtue of an act to vacate and annul the charter and dissolve the corporation of the city of Selma, and to provide for the application of the assets thereof to the payment of the debts thereof, approved December 11, 1882 ;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 62, nays 0.

Yeas—Messrs. Aderholt, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Berry, Branch, Brown of Tuscaloosa, Carmichael, Cochran, Clark, Clayton, Dowling, Dunklin, Fuller, Garrett, Goree, Glover, Graham, Grant, Griffin, Grisham, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, John, Kendrick, Kinbrough, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Porter, Powell, Purifoy, Raisler, Russell, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Sanford, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Wood, Whitt, Young of Pickens—62.

Also, from same committee, reported favorably, with amendment, to the bill—

H. B. 229. To incorporate the Alabama and Mississippi Coal Company ;

The amendment was adopted ;

The bill was ordered to a third reading forthwith ; read a third time, and passed—yeas 68, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox,

Berry, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Clayton, Dawling, Dunklin, Fuller, Garrett, Gere, Gorce, Graham, Grant, Griffin, Grisham, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, John, Jones, Kendrick, Kimbrough, May, McAdery, McIntyre, McCall, Nevill, Nesmith, Porter, Purifoy, Raisler, Russell, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Sanford, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—68.

By leave, Mr. Berry introduced the following joint resolution, which was adopted:

*Resolved by the House, the Senate concurring,* That the Governor be, and he is hereby requested, as early as practicable, to inform the House what amount (together with the number and amount of each bond) of the seven millions of dollars of the bonds authorized to be prepared under the act approved February 23d, 1876, to ratify and confirm the settlement of the existing indebtedness of the State, and known as class "A" bonds, were issued and exchanged under said act, and also report how many of said bonds remain unexchanged, with number and amount of each bond, and who is the proper custodian of said bonds.

*Resolved further,* That he be requested to furnish like information in regard to the bonds known as class "B" and class "C," authorized to be prepared and exchanged under said act, and also like information in regard to the bonds authorized to be issued in exchange for what was known as the "Horse Shoe money," and that he be requested to furnish all information in regard to the manner of preserving and filing the matured coupons clipped from said bonds after the same have been cancelled and paid, and whether any legislation is necessary to facilitate or aid in the further exchange of said bonds.

The Speaker laid before the House the following communication, which was referred to the committee on education:

DEPARTMENT OF EDUCATION,  
Montgomery, Ala., February 8.

*To the Honorable House of Representatives, Montgomery, Alabama :*

In compliance with a resolution adopted by your honorable body, I herewith transmit the information called for.

Very respectfully,

H. CLAY ARMSTRONG,  
Superintendent of Education.

Butler county---J. M. Thigpen, superintendent, 1880; \$4093.32. Suit brought and judgment obtained. Out of office since September 30, 1881.

Dale county---W. H. Stucky, superintendent, 1880; \$4658.91. Suit ordered. Out of office since September 30, 1881.

Hale county---John A. Jones, superintendent, 1878 to 1880; 18,556.66. Suit now pending. Out of office since September 30, 1881.

Jackson county---Ira A. Wood, Superintendent, 1878; \$472.06. Out of office since September, 30, 1878.

1880, M. P. Brown, superintendent; out of office September 30, 1881; \$5077.66.

This amount is claimed to have been lost by burglars breaking open the safe, and taking the money therefrom.

Lamar county---J. M. J. Gnyton, deceased, 1882; \$2760.24. Suit ordered. Died August 4, 1882.

Marengo county---S. O. Woolf, superintendent, 1880; \$3711.84. Settlement pending. Out of office since September 30, 1881.

Washington county---T. H. Bailey, superintendent, 1881; \$1308.15. Suit ordered. Out of office since September 30, 1881.

John A. Jones, superintendent Hale county, forwarded to this department reports for 1878 and 1880, showing a large amount of payments made to teachers, but in consequence of some informalities and errors, they were returned to him, with the request to correct and forward vouchers, which when done, will entitle him to a credit that will materially reduce the balance shown, as per statement above to be due.

On motion of Mr. Browne, the House adjourned to 10 o'clock to-morrow morning.

## FORTIETH DAY.

HOUSE OF REPRESENTATIVES,

SATURDAY, February 10, 1883.

The House met pursuant to adjournment.

On the call of the roll the following members answered to their names:

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Dowling, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Crisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Sanford, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens.

The journal of yesterday was read and approved.

Leave of absence was granted Messrs. Dunklin, Nesmith, and Reynolds of Henry, on account of sickness.

## ENGROSSED BILLS.

FEBRUARY 10, 1883.

*Mr. Speaker:*

The committee on engrossed bills have examined the following bills and find them correctly engrossed:

House bills numbers 586, 802, 708, 101, 459, 783, 482, 346, 536, 511, 268, 553, 552.

C. C. SHORTER,  
Chairman.

Mr. Wood, from joint conference committee on the bill, House bill 271, submitted the following report:

The conference committee, to which was referred the disagreement of the Senate and the House of Representatives as to the amendment to House bill No. 271, have had the same under consideration, and recommend that the House recede, and concur in the Senate amendment to the bill.

S. A. M. WOOD,  
Chairman,  
C. D. HOGUE,  
JAS. H. BRANCH,  
of the House.  
THOS. SEAY,  
J. B. MITCHELL,  
L. H. BOWLES,  
of the Senate.

The report of the joint conference committee was adopted—yeas 44, nays 19.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Clayton, Gorce, Glover, Graham, Grant, Grisham, Hawkins of Shelby, Hogue, Ingle, Jones, Kimbrough, Langdon, Moren, Nevill, Nesmith, Orme, Porter, Purifoy, Raisler, Samford, Shealy, Shorter, Smith of Autauga, Swan, Underwood of Colbert, Williams, Willett, Wood, Wharton—44.

Nays—Messrs. Beck, Berry, Dowling, Edwards, Fuller, Garrett, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, John, Kendrick, Langdon, Mornagie, Muldon, Powell, Underwood of Franklin, Watlington, Whitt, Young of Marion—19.

#### ENROLLED BILLS.

Mr. Brown, from committee on enrolled bills, reported as correctly enrolled the following bills, and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills:

H. B. 379. To establish a separate school district, to be known as the Peabody School District, in Russell county, Alabama, and for the appointment of a board of trustees for said school district, with certain powers and privileges;

H. B. 291. For the relief of Benjamin H. Craig, of Dallas county;

H. B. 71. To increase the jurisdiction of justices of the peace in Dallas, Choctaw, Cherokee, Sumter, Autauga,

Perry, St. Clair, Russell, Barbour, Jackson, Washington, Greene, Morgan, Randolph and Marengo counties;

H. B. 763. To provide for the survey and locating the line between the counties of Cherokee and Cleburne.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 10, 1883.

*Mr. Speaker:*

The Senate has originated and passed the following bills:

S. B. 333. To amend section 7 of an act to confer additional jurisdiction upon the county court of Hale county, and to regulate proceedings therein, approved February 12th, 1879;

S. B. 318. To protect the lands, crops, and other property of J. W. Sparrow, of Barbour county, from depredations of stock belonging to parties residing in the stock-law district in said county, by including the lands of said Sparrow in the stock-law district.

W. L. CLAY,  
Secretary.

The bills, Senate bill 333, Senate bill 318, the titles of which are set forth in the above message, were severally read once, and ordered to a second reading on to-morrow.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 10, 1883.

*Mr. Speaker:*

The Senate has passed the bill:

H. B. 45. To amend section one (1) of an act entitled an act to reduce the number of grand and petit jurors in Geneva county, approved February 5, 1877;

And has amended as therein shown and passed the bill:

H. B. 661. To authorize the investment of certain revenues in the adjustment and settlement of the indebtedness of the counties of Chambers, Lee, Pickens, Randolph and Tallapoosa, incurred on account of stock subscribed to railroad companies;

And has originated and passed the bill:

S. B. 272. To provide for the current expenses of Pickens county, during the vacancy of tax collector for said county.

W. L. CLAY,  
Secretary.

The bill, Senate bill 272, the title of which is set forth in the above message, was read once, and ordered to a second reading on to-morrow.

The House concurred in the Senate amendment in the nature of a substitute to the bill—

H. B. 661. To authorize the investment of certain revenues in the adjustment and settlement of the indebtedness of the counties of Chambers, Lee, Pickens, Randolph and Tallapoosa, incurred on account of stock subscribed to railroad companies—yeas 67, nays 5.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Fuller, Gere, Goree, Grant, Griffin, Hall, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, John, Jones, Kendrick, Kimbrough, Lang, Langdon, Moren, Moragne, Muldon, McAdory, McIntyre, McOall, Nevill, Orme, Porter, Powell, Puriloy, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Titum, Tingle, Thagard, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Whitt, Young of Pickens---67.

Nays—Messrs. Glover, Haden, Underwood of Colbert, Wharton, Young of Marion---5.

Mr. Hamilton, by leave, from the judiciary committee, reported a substitute to the bill--

H. B. 743. To revive and re-enact, and put in immediate operation, an act approved February 21, 1881;

The substitute was adopted;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 67, nays 0.

Yeas---Messrs. Speaker, Aderholt, Alexander, Anderson, Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Dowling, Fuller, Garrett, Gere, Goree, Graham, Grant, Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson,

Hawkins of Shelby, Harris, Hogue, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Muldon, McAdory, McCall, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Russell, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Watlington, Williams, Willett, Wood, Whitt, Young of Marion, Young of Pickens—67.

The bill was ordered forthwith to the Senate without engrossment.

#### SPECIAL ORDER.

The special order, the consideration of the bill, H. B. 578, was taken up and on motion of Mr. McAdory was postponed until Monday next, and made the special order immediately after the reading of the journal on that day.

Mr. Hamilton, by leave, from the committee on judiciary, reported favorably to the bill—

H. B. 853. To provide for the collection by suit, of any money of the State of Alabama illegally used by any public officer at the State, or illegally received by any person, partnership or corporation, from any public officer, or from any depository or custodian of any of the money of the State;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 71, nays 2.

Yeas—Messrs. Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Dowling, Edwards, Fuller, Garrett, Gere, Goree, Graham, Grant, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Hogue, Hunt, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, McAdory, McIntyre, McCall, McMillan, Nevill, Orme, Powell, Purifoy, Raisler, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—71.

Nays—Messrs. Branch, Underwood of Colbert—2.

The bill was ordered forthwith to the Senate without engrossment.

Mr. Hawkins, of Jefferson, by leave, presented a petition



which was referred to the committee on commerce and common carriers.

#### BILLS ON SECOND READING.

The bills—

s. B. 227. To prohibit fishing in the waters of Madison county of the State of Alabama, with nets or seines;

s. B. 230. For the relief of John Rupert, circuit clerk in the county of Escambia;

Were severally read the second time and referred to the committee on local legislation.

The bills—

s. B. 335. To remove the chancery court from the town of Claiborne, in Monroe county, to the town of Monroeville, in said county;

s. B. 43. To relieve married women from the disability of coverture, by amending section 2731 of the Code;

Were severally read the second time and referred to the committee on the judiciary.

The bill—

s. B. 298. To amend sections 3 and 4 of an act to authorize the commissioners court, or court or board of county revenues of the counties of Marengo, Sumter, Montgomery, Hale, Dallas, Antanga, Wilcox, Lowndes, Russell, Monroe, Lawrence and Perry, to establish or abolish districts in which stock may be prevented from running at large, approved February 28, 1881, so far as the same relates to Russell county;

Was read the second time and referred to the committee on agriculture.

The bill—

s. B. 269. To fix the *per diem* and mileage of the county commissioners of Pickens county;

Was read the second time and referred to the committee on fees and salaries.

The bill—

s. B. 301. For the relief Miss Anna Pybas, of Colbert county;

Was read the second time and referred to the committee on education.

## SPECIAL ORDER.

The special order, consideration of the bill, H. B. 557, was taken up and considered informally, by the committee of the whole.

The committee rose, and the House resumed consideration of the bill, H. B. 557.

Mr. Wood offered the following amendment :

All money loaned and solvent credits, credits of value, from which solvent credits or credits of value, the indebtedness of the tax payer shall be deducted, and the excess only shall be taxed ;

The amendment was lost—yeas 18, nays 55.

The amendments reported by the committee were adopted, and the bill ordered to be engrossed for third reading and final action on Monday next.

## MESSAGE FROM THE SENATE.

## SENATE CHAMBER,

February 10, 1883.

*Mr. Speaker:*

The Senate has concurred in the reports of the conference committee on the bills—

H. B. 71. To increase the jurisdiction of justices of the peace in Dallas, Choctaw, Cherokee, Elinore, Sumter, Geneva, Montgomery, Autauga, Lowndes, Perry, Clay, St. Clair, Coosa, Hale, Russell, Barbour, Madison, Limestone and Marengo counties ;

H. B. 271. To amend section 1719 of the Code.

W. L. CLAY,

Secretary.

## MESSAGE FROM THE GOVERNOR.

## EXECUTIVE OFFICE,

MONTGOMERY, ALA., Feb. 10, 1883.

*Mr. Speaker:*

The Governor has approved the following bills, which originated in the House ;

H. B. 71. To increase the jurisdiction of justices of the

peace in Dallas, Choctaw, Cherokee, Sumter, Autauga, Perry, St. Clair, Russell, Barbour, Jackson, Washington, Greene, Morgan, Randolph and Marengo counties;

H. B. 104. To amend section 1575 of the Code;

H. B. 245. To include the county of Cullman in the seventh congressional district of Alabama;

H. B. 246. To include the county of Cullman in the third senatorial district of Alabama;

H. B. 579. To establish a separate school district to be known as the Peabody school district in Russell county, Alabama, and for the appointment of a board of trustees for said school district with certain powers and privileges;

H. B. 763. To provide for the survey and locating the line between the counties of Cherokee and Cleburne.

W. G. HUTCHESON,  
Recording Secretary.

#### SECOND SPECIAL ORDER.

The second special order, the bill—

H. B. 558. To provide for the assessment and collection of taxes for the use of this State and the counties thereof, and to define the duties of officers engaged about the said assessment and collection of taxes, was taken up;

The amendments proposed by the committee of ways and means were adopted.

Amendments were offered by Messrs. Wood, Graham and Berry, which were adopted.

Mr. Wharton offered an amendment, pending the consideration of which, the House adjourned to 4 p. m.

#### AFTERNOON SESSION.

SATURDAY, February 10, 1883.

The House met pursuant to adjournment.

Leave of absence was granted Messrs. Lang (for one day), and Hogue, Vines, Russell and Moragne for the evening.

On motion of Mr. Shackelford, the bill H. B. 324, was taken up, and made the special order for Tuesday next, at 12 m.

#### REPORTS FROM STANDING COMMITTEES.

Mr. Beck, of Wilcox, from the committee on local legislation, reported favorably to the bill—

H. B. 547. To authorize and empower the commissioners court of Macon county, to establish and define districts in said county, in which stock shall be prevented from running at large, and to provide for the enforcement of the orders of said court establishing and defining said districts;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 64, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Branch, Brewer, Brown of Tuscaloosa, Carmichael, Cochran, Clark, Clayton, Dowling, Ferrell, Fuller, Garrett, Gere, Gorce, Grant, Grisham, Haden, Hamilton, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Harris, Ingle, John, Jones, May, Moren, McAdory, McCall, McMillan, Nevill, Orme, Porter, Powell, Purifoy, Samford, Shackelford, Shealy, Shorter, Simpson, Smith of Antauga, Swan, Sanford, Tingle, Underwood of Colbert, Underwood of Franklin, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—64.

Also, from the same committee, reported favorably to the bill—

H. B. 33. To provide for a re-registration of all claims against the fine and forfeiture fund of Clarke county;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 63, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Cochran, Clark, Clayton, Dowling, Fuller, Garrett, Goree, Grant, Grisham, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hunt, John, Jones, Kendrick, Kimbrough, May, Muldon, McAdory, McCall, McMillan, Nevill, Orme, Porter, Powell, Purifoy, Samford, Shackelford, Shealy, Shorter, Smith of Antauga, Swan, Sanford, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—63.

Also, from same committee, reported favorably to the bill—

H. B. 145. To repeal an act, approved March 18, 1875, to consolidate the offices of sheriff and tax collector of the county of Fayette;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 58, nays 0.

Yeas—Messrs. Speaker, Aderholt, Anderson, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Cochran, Clark, Clayton, Dowling, Fuller, Garrett, Goree, Grisham, Hammond, Hawkins of Shelby, Harris, John, Jones, Kendrick, Kimbrough, May, Moren, McCall, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Sanford, Shackelford, Shorter, Smith of Autauga, Swan, Sanford, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—58.

Also, from same committee, reported favorably to the bill—

H. B. 23. To repeal an act entitled an act to require the tax assessors of Dallas and Montgomery counties to give notice in a newspaper of their attendance at the precincts, and to keep their offices open during the month of January, approved February 28th, 1881;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 62, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Adkison, Avent, Avery, Beck of Wilcox, Berry, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Cochran, Clark, Clayton, Dowling, Ferrell, Garrett, Goree, Grant, Grisham, Hamilton, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hunt, Ingle, John, Jones, Kimbrough, May, Moren, McAdory, McCall, McMillan, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Shackelford, Shealy, Shorter, Smith of Autauga, Swan, Sanford, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion—62.

#### SPECIAL ORDER.

The special order, which was the consideration of the bill—

H. B. 100. To punish public drunkenness;

Was taken up;

Mr. Powell offered a substitute for the bill;

The substitute was adopted;

Mr. Browne, of Talladega, moved to postpone consideration of the bill until Monday next, at 10 o'clock;

Which motion was lost;

The bill was ordered to a third reading forthwith, read a third time, and passed—yeas 46, nays 18.

#### REPORTS FROM STANDING COMMITTEES.

Mr. Beck, of Wilcox, from the committee on local legislation, reported favorably to the bill—

H. B. 307. To incorporate the Talladega Real Estate and Loan Company;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 59, nays 0.

Yeas—Messrs. Aderholt, Alexander, Anderson, Avent, Baker, Beck of Covington, Beck of Wilcox, Berry, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Cochran, Clark, Fuller, Garrett, Gere, Goree, Glover, Grant, Griffin, Grisham, Hamilton, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, May, Moren, Muldon, McAdams, McCall, McMillan, Nevill, Orme, Porter, Purifoy, Raisler, Shackelford, Shealy, Shorter, Smith of Autauga, Swan, Tingle, Underwood of Colbert, Underwood of Franklin, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion—59.

Also, from same committee, reported favorably, with amendment, to the bill—

H. B. 10. For the relief of Delia Edwards, of Choctaw county, as the adopted heir of Adam Burgess, deceased;

The amendment was adopted;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 50, nays 3.

Yeas—Messrs. Aderholt, Alexander, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Branch, Brewer, Brown of Tuscaloosa, Cochran, Clark, Clayton, Fuller, Garrett, Goree, Glover, Grant, Griffin, Grisham, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hunt, Jones, Kendrick, Kimbrough, Moren, McCall, McMillan, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Shackelford, Shealy, Shorter, Smith of Autauga, Swan, Thagard, Watlington, Williams, Wood, Whitt, Young of Marion—50.

Nays—Messrs. Underwood of Franklin, Willett and Wharton—3.

Also, from same committee, reported favorably to the bill—

H. B. 239. For the preservation of game animals and birds, in Tuscaloosa county;

Mr. Wood offered an amendment;

Which was adopted;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 60, nays 0.

Yeas—Messrs. Alexander, Anderson, Adkison, Avent, Baker, Beck of Covington, Beck of Wilcox, Berry, Branch, Browne of Talladega, Brown of Tuscaloosa, Broyles, Cochran, Clark, Clayton, Ferrell, Fuller, Garrett, Goree, Glover, Grant, Griffin, Grisham, Hamilton, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, May, Moren, McAdory, McCall, McMillan, Nevill, Orme, Powell, Purifoy, Raisler, Shackelford, Shealy, Shorter, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—60.

Also, from same committee, reported favorably to the bill—

H. B. 174. To allow the qualified voters of Escambia county to locate the county site by ballot;

The bill was ordered to a third reading forthwith, read a third time, and passed—yeas 55, nays 0.

Yeas—Messrs. Aderholt, Anderson, Adkison, Avent, Baker, Beck of Covington, Beck of Wilcox, Berry, Brewer, Browne of Talladega, Broyles, Cochran, Clark, Clayton, Ferrell, Fuller, Garrett, Goree, Glover, Grant, Griffin, Grisham, Hunt, Ingle, John, Jones, Kimbrough, May, Moren, McAdory, McCall, McMillan, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Shackelford, Shealy, Shorter, Smith of Autauga, Swan, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—55.

Also, from same committee, reported favorably to the bill—

H. B. 275. To amend an act entitled an act for the preservation of game animals and birds in Perry county, approved February 26th, 1881;

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 66, nays 0.

Yeas---Messrs. Aderholt, Alexander, Anderson, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Branch, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Dowling, Ferrell, Fuller, Garrett, Goree, Glover, Graham, Grant, Griffin, Grisham, Hamilton, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Ingle, John, Jones, Kimbrough, May, Moren, Moragne, Muldon, McAdory, McCall, McMillan, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Shackelford, Shealy, Shorter, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion---66.

Also, from the same committee, reported favorably to the bill---

H. B. 197. To relieve Charles R. Long, of Montgomery county, of the disabilities of non-age;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 61, nays 0.

Yeas---Messrs. Aderholt, Alexander, Anderson, Adkison, Avent, Beck of Covington, Beck of Wilcox, Berry, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Crawford, Ferrell, Garrett, Goree, Glover, Grant, Griffin, Hamilton, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Langdon, Moren, Moragne, McAdory, McCall, McMillan, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Shackelford, Shealy, Shorter, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Mariou---61.

Also, from the same committee, reported favorably to the bill---

H. B. 119. To repeal an act for the preservation of game animals and birds, in the counties of Lamar, Marion and Coosa, approved March 1, 1881, so far as the same relates to Marion county;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 63, nays 0.

Yeas---Messrs. Aderholt, Alexander, Anderson, Adkison, Avent, Baker, Beck of Wilcox, Berry, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Car-



michael, Clark, Clayton, Ferrell, Fuller, Garrett, Goree, Glover, Grant, Griffin, Grisbaut, Hamilton, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, May, Moren, Moragne, Muldon, McAdory, McCall, McMillan, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Shackelford, Shealy, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion---63.

On motion of Mr. Wood, the vote by which the bill, H. B. 100, to punish public drunkenness, was passed, was reconsidered.

On motion of Mr. Wood, the vote ordering the bill to a third reading, was reconsidered. .

Mr. Wood offered an amendment, which was adopted ;

The title was amended to correspond ;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 54, nays 9.

Yeas---Messrs. Aderholt, Armstrong, Adkison, Avent, Avery, Beck of Wilcox, Berry, Branch, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Crawford, Fuller, Garrett, Glover, Graham, Grant, Griffin, Hamilton, Hawkins of Jefferson, Hawkins of Shelby, Harris, John, Jones, Kendrick, Kimbrough, May, Moren, Muldon, McAdory, McCall, McMillan, Nevill, Orme, Powell, Purifoy, Shackelford, Shealy, Shorter, Smith of Autauga, Swan, Tatum, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt---54.

Nays---Messrs. Alexander, Baker, Griffin, Hammond, Moragne, Raisler, Thagard, Underwood of Colbert, Young of Marion---9.

Also, from the same committee, reported favorably to the bill---

H. B. 64. To repeal an act for the protection of fish in Baldwin county, approved February 3, 1881 ;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 60, nays 0.

Yeas---Messrs. Aderholt, Alexander, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Branch, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clark, Clayton, Ferrell, Fuller, Garrett, Goree, Glover, Graham, Grant, Griffin, Grisham, Hamilton, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, May, Moren,

Moragne, Muldon, McAdory, McCall, McMillan, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Shealy, Smith of Antauga, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Young of Marion—60.

Also, from the same committee, reported favorably to the bill—

H. B. 266. To abolish the county court of Green county and to repeal chapter 6, of title 9, of part 1, and chapter 6, of title 3, of part 5, of the Code of Alabama, so far as the same applies to Green county;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 59, nays 0.

Yeas—Messrs. Aderholt, Anderson, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Cochran, Clayton, Crawford, Ferrell, Fuller, Garrett, Gere, Glover, Graham, Grant, Griffin, Grisham, Hamilton, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Ingle, John, Jones, Kendrick, Kimbrough, May, Moren, Muldon, McAdory, McCall, Nevill, Orme, Porter, Powell, Purifoy, Shealy, Shorter, Smith of Antauga, Swan, Tatum, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wharton, Young of Marion—59.

Also, from same committee, reported favorably to the bill—

H. B. 250. To authorize and empower the corporate authorities of the town of Anniston to levy and collect license taxes upon all occupations that may be carried on within the corporate limits of said town;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 50, nays 3.

Yeas—Messrs. Aderholt, Adkison, Avent, Avery, Beck of Wilcox, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Cochran, Clark, Clayton, Ferrell, Fuller, Garrett, Glover, Grant, Griffin, Hamilton, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Ingle, Jones, Kendrick, Kimbrough, May, Moren, Moragne, Muldon, McAdory, McCall, Nevill, Porter, Powell, Purifoy, Raisler, Shealy, Shorter, Simpson, Swan, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Williams, Willett, Wood, Young of Pickens—50.

Nays—Messrs. John, Wharton, Whitt—3.

Also, from same committee, reported favorably to the bill---

H. B. 591. To prevent the storage of guano, or other substances of unpleasant odor, at or near certain places, or within certain limits therein named;

The bill was ordered to a third reading forthwith, read a third time and lost---yeas 27, nays 29.

Also from same committee, reported favorably to the bill---

H. B. 35. To repeal an act entitled an act for the preservation of game animals and birds in the counties of Lamar, Marion and Coosa, so far as the same applies to Coosa;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 55, nays 0.

Yeas---Messrs. Speaker, Aderholt, Adkison, Avery, Beck of Wilcox, Berry, Browne of Talladega, Brown of Tnscaleosa, Broyles, Carmichael, Cochran, Clark, Fuller, Garrett, Goree, Glover, Grant, Griffin, Grisham, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Harris, Ingle, John, Jones, Kendrick, Kimbrough, Moren, Moragne, McAdory, McCall, McMillan, Nevill, Porter, Powell, Purifoy, Shackelford, Shealy, Shorter, Smith of Antanga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion---55.

Also, from same committee, reported favorably to the bill---

H. B. 212. To form a separate school district out of townships five and six, ranges 21 and 22, embracing the Clintonville school in Coffee county;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 54, nays 0.

Yeas---Messrs. Speaker, Aderholt, Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Brewer, Browne of Talladega, Brown of Tnscaleosa, Broyles, Carmichael, Cochran, Clark, Clayton, Dowling, Ferrell, Fuller, Garrett, Goree, Glover, Grant, Griffin, Grisham, Hamilton, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Harris, Jones, Kendrick, Kimbrough, Moren, Moragne, McAdory, McCall, Nevill, Porter, Powell, Raisler, Shackelford, Shorter, Smith of Antanga, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Wood, Wharton, Whitt, Young of Marion---54.

Mr. Graham moved to reconsider the vote by which the bill, H. B. 591, was lost, which went over under the rules, until Monday.

By leave Mr. Branch presented the following explanation of his vote:

I voted to repeal the charter of Opelika, in Lee county, under the impression that it was a trivial local matter. I have since learned that the effect was to depose the mayor and officers of that city. Had I known the facts I should not have voted for such a measure.

J. H. BRANCH.

On motion of Mr. Moragne, the House adjourned until 10 o'clock Monday morning.

## FORTY-FIRST DAY.

### HOUSE OF REPRESENTATIVES,

MONDAY, February 12, 1883.

The House met pursuant to adjournment.

On the call of the roll, the following members answered to their names:

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Burnett, Branch, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raister, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Shackelford, Shorter, Simpson, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—89.

The journal of Saturday was read and approved.

Leave of absence was granted Messrs. Avent, Brewer, McIntyre, Harris and Shealy.

## ENGROSSED BILLS.

## HOUSE OF REPRESENTATIVES,

February 12, 1883.

*Mr. Speaker:*

The committee on engrossed bills have examined the following bills, and find them correctly engrossed, viz:

H. B.'s Nos. 547, 266, 35, 119, 250, 23, 145, 275, 33, 100, 64, 212, 10, 197, 239, 788.

C. C. SHORTER,  
Chairman.

## ENROLLED BILLS.

Mr. Browne, from the committee on enrolled bills, reported as correctly enrolled the following bills, and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills:

H. B. 45. To amend section (1) one of an act entitled an act to reduce the number of grand and petit jurors in Geneva county, approved February 5, 1877;

H. B. 271. To amend section 1719 of the Code;

H. B. 661. To authorize the investment of certain revenues in the adjustment and settlement of the indebtedness of the counties of Chambers, Lee, Pickens, Randolph and Tallapoosa incurred on account of stock subscribed to railroad companies.

## MESSAGE FROM THE SENATE.

## SENATE CHAMBER,

February 12, 1883.

*Mr. Speaker:*

The Senate has originated and passed the following bill and ordered the same forthwith to the House without engrossment:

S. B. 179. For the relief of the tax assessor of Pickens county;

W. L. CLAY,  
Secretary.

The bill, the title of which is set forth in the above message, s. B. 179, was read once and ordered to a second reading on to-morrow.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 12, 1883.

*Mr. Speaker :*

The President has, in the presence of the Senate, signed the following bill, to which your signature is requested :

s. B. 229. To incorporate the Alabama and Mississippi Coal Company.

W. L. CLAY,  
Secretary.

And the Speaker in the presence of the House, immediately after its title had been publicly read, signed the bill s. B. 229, the title of which is set forth in the above message.

MESSAGE FROM THE SENATE

SENATE CHAMBER,

February 12, 1883.

*Mr. Speaker :*

The Senate has concurred in the House joint resolution, requesting the Governor to furnish information in reference to certain bonds;

And has adopted the accompanying joint resolution, relative to printing the report of the joint committee investigating the accounts of Isaac H. Vincent;

And has passed, without amendment, the bills—

H. B. 326. To amend an act entitled an act to prohibit the making, selling, or otherwise disposing of, spirituous or malt liquors, or intoxicating bitters of any kind, in any quantity, within the counties of Dale and Henry, approved February 26th, 1881, so far as the same relates to Henry county;

H. B. 319. To amend section one (1) of an act to amend section 1544 of the Code of Alabama, so far as the same relates to the counties of Blount, Cullman, Cleburne, Wash-

ington, Coosa, Autauga, St. Clair, Elmore, Marshall, Dale and Chilton, so far as the same relates to the county of Chilton;

H. B. 579. To define the jurisdiction of justices of the peace, and of notaries public who are *ex-officio* justices of the peace, of precinct 21, in Jefferson county, and to provide for service of all process from their courts;

H. B. 686. For the relief of Edward P. Herpin, of the county of Mobile;

And has amended, as therein shown, and passed the bills—

H. B. 95. To repeal an act for the preservation of game animals and birds in the counties of Mobile, Choctaw, Monroe, Clark, Washington, Baldwin, Marengo, Lowndes, Sumter, Escambia, Hale, Dallas, Montgomery and Greene, approved February 2, 1877, so far as the same applies to that part of Sumter county lying south of the township line dividing township eighteen (18) and nineteen (19);

H. B. 172. To prohibit the sale of liquors in Dallas county, except in Selma;

H. B. 265. To prohibit stock from running at large in a portion of Dallas county, except in certain portions of said county herein specified.

H. B. 622. To amend an act, approved December 12th, 1882, and entitled an act to amend an act entitled an act for the protection of lands and plantations from depredations by stock in Bullock county, approved December 8th, 1880;

And has amended, by way of substitute, and passed the bill—

H. B. 44. To amend section 1 of an act, approved February 13th, 1879, for the preservation of game animals and birds in the counties therein named, so far as it relates to the county of Greene;

And has concurred in the House amendment to the bill—

S. B. 229. To incorporate the Alabama and Mississippi Coal Company;

WM. L. CLAY,  
Secretary.

The House adopted the Senate joint resolution relative to printing the report of the joint committee investigating the accounts of Isaac H. Vincent.

The House concurred in the Senate amendment to the

bill H. B. 25, the title of which is set forth in the above message—yeas 61, nays 0.

Yeas—Messrs. Speaker, Aderholt, Adkison, Beck of Covington, Beck of Wilcox, Berry, Burnett, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Fuller, Garrett, Gere, Goree, Glover, Grant, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Lang, Langdon, Moren, Moragne, McAdory, McIntyre, McCall, Nevill, Porter, Purifoy, Raisler, Russell, Sanford, Shackelford, Smith of Antauga, Swan, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Whitt, Young of Marion, Young of Pickens—61.

The first Senate amendment to the bill—

H. B. 172. To prohibit the sale of liquor in Dallas county, except in Selma;

Was concurred in—yeas 68, nays 0.

Yeas—Messrs. Speaker, Anderson, Armstrong, Avery, Beck of Covington, Beck of Wilcox, Berry, Burnett, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Clayton, Dowling, Dunklin, Edwards, Fuller, Garrett, Gere, Glover, Grant, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, Muldon, McAdory, McCall, Nevill, Orme, Porter, Powell, Purifoy, Russell, Sanford, Shackelford, Simpson, Smith of Antauga, Swan, Tingle, Thigard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—68.

On motion of Mr. John, the House refused to concur in the second Senate amendment to the bill H. B. 172.

The House concurred in the Senate amendment to the bill—

H. B. 265. To prohibit stock from running at large in a portion of Dallas county, except in certain portions of said county herein specified—yeas 67, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Beck of Covington, Berry, Burnett, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Crawford, Dunklin, Edwards, Fuller, Gere, Goree, Glover, Grant, Grisham, Haden, Hall, Hammond,



Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, John, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, McCall, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Russell, Sanford, Shackelford, Shorter, Simpson, Smith of Antauga, Swan, Tatum, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—67.

The House concurred in the senate amendment to the bill—

H. B. 622. To amend an act approved December 12, 1882, and entitled an act to amend an act entitled an act for the protection of lands and plantations from depredations by stock in Bullock county, approved December 8, 1880—yeas 65, nays 0.

Yeas—Messrs. Speaker, Aderbolt, Alexander, Anderson, Avery, Beck of Covington, Burnett, Browne of Talladega, Broyles, Carmichael, Cochran, Clark, Clayton, Crawford, Dowling, Dunklin, Fuller, Gere, Goree, Glover, Grant, Grisham, Haden, Hall, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Lang, May, Moren, Muldon, McAdory, McCall, Nevill, Orme, Porter, Powell, Purifoy, Russell, Sanford, Shackelford, Shorter, Simpson, Smith of Antauga, Swan, Tatum, Tingle, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Whitt, Young of Marion, Young of Pickens—65.

The House concurred in the Senate amendment, by way of substitute, to the bill—

H. B. 44. To amend section 1 of an act approved February 13, 1879, for the preservation of game animals and birds in the counties therein named, so far as it relates to the county of Greene—yeas 63, nays 0.

Yeas—Messrs. Speaker, Alexander, Anderson, Armstrong, Adkison, Avery, Beck of Covington, Burnett, Carmichael, Cochran, Clark, Clayton, Crawford, Dowling, Dunklin, Fuller, Garrett, Gere, Glover, Grant, Grisham, Haden, Hall, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, John, Kendrick, Kimbrough, Lang, Moren, Moragne, Muldon, McAdory, McCall, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Sanford, Shackelford, Shorter, Simpson, Smith of Antauga, Swan, Tingle, Thagard, Underwood of Colbert, Underwood, of Franklin,

Vines, Walker, Watlington, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—63.

# MESSAGE FROM THE GOVERNOR.

## EXECUTIVE OFFICE,

MONTGOMERY, ALABAMA, February 12, 1883.

*Mr. Speaker:*

The Governor has approved the following bills, which originated in the House:

H. B. 291. An act for the relief of Benjamin H. Craig, of Dallas county;

H. B. 45. To amend section 1 of an act entitled an act to reduce the number of grand and petit jurors in Geneva county, approved February 5th, 1877;

H. B. 271. To amend section 1719 of the Code.

W. G. HUTCHESON,

Recording Secretary.

## SPECIAL ORDER.

The special order, which was the consideration\* of the bill—

H. B. 578. To amend an act to establish a new charter for the city of Birmingham, approved March 1, 1881;

Was taken up;

The amendments of the committee on corporations were adopted;

Mr. Hawkins, of Jefferson, offered an amendment;

Which was adopted;

The bill was ordered to a third reading forthwith, read a third time, and passed—yeas 53, nays 1.

Yeas—Messrs. Anderson, Armstrong, Avery, Berry, Browne of Talladega, Brown of Tuscaloosa, Broyles, Cochran, Clark, Crawford, Dowling, Dunklin, Edwards, Fuller, Gere, Gorce, Graham, Grisham, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, John, Kimbrough, Langdon, Moren, McCall, McMillan, Nevill, Powell, Purifoy, Raisler, Russell, Samford, Shackelford, Shorter, Simpson, Smith of Antauga, Swan, Tingle, Underwood of Colliert, Underwood of Frank-

lin, Vines, Walker, Watlington, Williams, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—53.

Nays—Clayton—1.

## SECOND SPECIAL ORDER.

On motion of Mr. Brown, of Tuscaloosa, the special order, which was the consideration of the bill, House bill 591, was postponed until 11 o'clock to-morrow, and made the special order for that hour.

## THIRD SPECIAL ORDER.

The third special order, which was the consideration of the bill—

H. B. 558. To provide for the assessment and collection of taxes for the use of this State and the counties thereof, and to define the duties of officers engaged about the said assessment and collection of taxes;

Was taken up;

Mr. Wharton offered an amendment;

Mr. Brown, of Tuscaloosa, moved to lay the amendment on the table;

Which motion was carried—yeas 36, nays 23.

Yeas—Messrs. Beck of Covington, Beck of Wilcox, Berry, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Crawford, Dunklin, Garrett, Gere, Goree, Grant, Griffin, Grisham, Hamilton, Hammond, Hogue, Ingle, Kendrick, Langdon, McCall, McMillan, Nevill, Porter, Purifoy, Raisler, Sanford, Shackelford, Simpson, Smith of Autauga, Swan, Vines, Walker, Willett, Whitt—36.

Nays—Messrs. Speaker, Branch, Cochran, Clark, Clayton, Haden, Hunt, Kimbrough, Lang, Moragne, Muldon, McAdory, Porter, Purifoy, Raisler, Russell, Tingle, Underwood of Colbert, Underwood of Franklin, Williams, Wharton, Young of Marion, Young of Pickens—23.

Mr. Dowling moved to reconsider the vote by which the amendment offered by Mr. Berry, on Saturday last, was adopted;

Mr. Berry moved to lay the motion to reconsider on the table;

Which motion was lost;

The motion to reconsider was carried;

Mr. Dowling moved that the amendment be laid on the table;

Which motion was carried---yeas 39, nays 24.

Yeas---Messrs. Speaker, Armstrong, Avery, Beck of Wilcox, Branch, Browne of Talladega, Brown of Tuscaloosa, Clark, Clayton, Dowling, Drunklin, Grant, Grisham, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Kendrick, Kimbrough, Langdon, Moren, Muldon, McCall, McMillan, Nevill, Reynolds of Talladega, Russell, Sanford, Shackelford, Shorter, Simpson, Smith of Antauga, Swan, Underwood of Franklin, Vines, Walker, Williams, Young of Marion, Young of Pickens---39.

Nays---Messrs. Alexander, Berry, Cochran, Crawford, Edwards, Fuller, Gere, Glover, Haden, Hogue, Hunt, John, Lang, May, Moragne, McAdory, Porter, Purifoy, Raisler, Tingle, Underwood of Colbert, Watlington, Wharton, Young of Pickens---24.

Mr. Wharton offered an amendment to section 91, requiring notice by publication in newspaper;

Mr. Muldon moved to except Mobile from the operation of the amendment;

Mr. Browne, of Talladega, moved to lay the amendment and the amendment to the amendment on the table;

Which motion was lost---yeas 29, nays 30.

The amendment to the amendment was so amended as to include the counties of Montgomery, Talladega, Calhoun, Clarke, Monroe, Tuscaloosa, Shelby, Bullock, Lee, Geneva, Tallapoosa, Morgan, Perry, Landerdale, Hale, Sumter and Barbour;

The amendment of Mr. Wharton, as amended by the House, was lost---yeas 25, nays 39.

Yeas---Messrs. Alexander, Beck of Covington, Cochran, Clark, Clayton, Dowling, Glover, Haden, Hawkins of Barbour, Hawkins of Jefferson, Hunt, Ingle, Kimbrough, Lang, May, Moragne, Porter, Purifoy, Russell, Tingle, Underwood of Colbert, Watlington, Williams, Wharton, Young of Pickens---25.

Nays---Messrs. Speaker, Armstrong, Avery, Berry, Branch, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Fuller, Garrett, Gere, Goree, Graham, Grant, Grisham, Hall, Hamilton, Hammond, Hawkins of Shelby, Hogue, John, Muldon, McAdory, McCall, McMillan, Nevill, Orme, Reynolds of Talladega, Samford, Shackelford, Shorter,

ter, Simpson, Smith of Autauga, Swan, Underwood of Franklin, Vines, Walker, Whitt, Young of Marion---39.

Mr. John moved to amend section 48.

#### SPECIAL ORDER.

The special order being the final consideration of the bill---

H. B. 554. To levy taxes for the use of this State, and the counties thereof;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 57, nays 6.

Yeas---Messrs. Speaker, Alexander, Anderson, Adkison, Avery, Beck of Covington, Beck of Wilcox, Berry, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Dowling, Dunklin, Edwards, Fuller, Gere, Goree, Graham, Grant, Griffin, Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, John, Kendrick, Kimbrough, Lang, Langdon, May, Muldon, McCall, Nevill, Orme, Purifoy, Russell, Sanford, Shackelford, Shorter, Simpson, Smith of Autauga, Swan, Tingle, Underwood of Franklin, Vines, Walker, Watlington, Wood, Whitt, Young of Marion, Young of Pickens---57.

Nays---Messrs. Branch, Clark, Morange, Underwood of Colbert, Williams, Young of Pickens---6.

#### BILLS ON FIRST READING.

Mr. Berry, by leave, introduced the bill---

H. B. 902. To provide better security in the execution of official bonds, and to declare the legal effect of signing such bonds;

By Mr. Branch---

H. B. 903. For the relief of T. O. Spragins, of Lawrence county;

By Mr. Wood---

H. B. 904. To revive and continue in force the charter of the Chickasaw, Birmingham and Tuscaloosa Railroad, Mining and Manufacturing Company, a company chartered under the general law, and empowered to mine and manufacture, and also to fix the rate of passenger transportation, by an act, approved March 6, 1875;

By Mr. Hawkins, of Barbour---

H. B. 905. To amend section 573 of the Code;

By Mr. Berry—

H. B. 906. To punish persons constructing or repairing railroads who throw timber or other obstructions into or across streams and culverts;

By Mr. Hamilton—

H. B. 907. To amend section 2043 of the Code;

By Mr. John—

H. B. 908. To amend section 70 of the Code;

By Mr. Watlington—

H. B. 909. To change the boundary lines of Blount, Callman and Walker counties;

By Mr. John—

H. B. 910. To repeal section 2126 of the Code;

By Mr. Graham—

H. B. 911. To enable the township superintendent of education of township 16, range 17, Montgomery county, and the county superintendent of education of said county, to sell the public school property of said school district, located in the city of Montgomery, and re-invest the proceeds thereof;

By Mr. Walker—

H. B. 912. To provide a fund for the support of the Supreme Court library, without appropriation from the treasury;

By Mr. Dowling, (by request)---

H. B. 913. For the relief of officers of court;

Also, (by request)---

H. B. 914. For the relief of Miss Jessie Dauthtry, of Dale county;

Also, (by request)---

H. B. 915. To make an appropriation for the purpose of making necessary additions and accommodation for the keeping and filing of the books, records and papers and property of the State in the offices of Secretary of State and State Treasurer;

By Mr. Purifoy---

H. B. 916. To make the hire of convicts for the county of Wilcox, a part of the fine and forfeiture fund of said county;

Also,

H. B. 917. To fix the fees of witnesses in criminal cases in the county of Wilcox;

Also,

H. B. 918. To provide for the registration and compromise of the claims against the fine and forfeiture fund of the county of Wilcox;

By Mr. McMillan---

H. B. 919. For the relief of Dr. Hugh T. Fountain;

By Mr. Clayton---

H. B. 920. To amend section one of an act to regulate the compensation of sheriffs for the removal of prisoners, approved March 1, 1881;

By Mr. May---

H. B. 921. To authorize the court of county commissioners of Marshall county to establish a free ferry across Tennessee river, Gunter's landing, or within three miles thereof;

Also,

H. B. 922. To repeal an act entitled an act to prohibit the sale, or otherwise disposing of intoxicating beverages within one mile of the court house in Marshall county;

By Mr. Hammond---

H. B. 923. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous or malt liquors, or any intoxicating beverages within five miles of Ashbury Church, beat number 8, in Calhoun county, Alabama;

By Mr. Branch, (by request)---

H. B. 924. For the relief of O. A. Van Hook, of Lawrence county;

Which were severally read once and ordered to a second reading on to-morrow.

The House adjourned until 4 o'clock p. m.

#### AFTERNOON SESSION.

Monday, February 12, 1883.

The House met pursuant to adjournment.

By leave, Messrs. Raisler, Glover and Haden, recorded their votes against the bill, H. B. 557, which passed the House this morning.

Leave of absence was granted Messrs. Willett and Jones, on account of sickness.

Mr. Hamilton, by leave, from judiciary committee, reported favorably, with amendment to the bill---

S. B. 308. To vacate and annul the charter and dissolve

the corporation of the city of Opelika, and to provide for the application of the assets thereof in discharge of the debts of the corporation;

The amendment was adopted.

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 45, nays 11.

Yeas—Messrs. Aderholt, Adkison, Baker, Beck of Wilcox, Berry, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Dowling, Dunklin, Ferrell, Fuller, Gere, Graham, Grant, Griffin, Haden, Hamilton, Hawkins of Barbour, Hawkins of Shelby, Hogue, Ingle, John, Kimbrough, Lang, Minkdon, McMillan, Nevill, Orme, Parfroy, Reynolds of Talladega, Russell, Sanford, Sbackelford, Smith of Autauga, Swan, Tatnam, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Wood, Whitt—45.

Nays—Messrs. Clayton, Griffin, Haden, Ingle, McAdory, Porter, Raisler, Watlington, Williams, Young of Marion, Young of Pickens—11.

#### MESSAGE FROM THE SENATE.

#### SENATE CHAMBER,

February 12, 1883.

*Mr. Speaker :*

The Senate adheres to its amendment to the bill—

H. B. 172. To prohibit the sale of liquors in Dallas county, except in Selma;

And requests a committee of conference thereon: Committee on part of Senate—Messrs. Gardner, Seay and Hargrove;

And has originated and passed the following bill, and ordered the same forthwith to the House without engrossment:

S. B. 273. To incorporate the town of Fort Deposit, in the county of Lowndes.

W. L. CLAY,  
Secretary.

The bill, S. B. 273, the title of which is set forth in the above message, was read once and ordered to a second reading on to-morrow.



H. B. 653. To require bulletin boards to be kept at railroad stations having telegraph offices;

H. B. 657. To prevent the deposit of dead animals, cutting, placing, or causing to be cut or placed, any timber in any streams of this State;

H. B. 658. To amend section 4373 of the Code;

H. B. 659. To amend sections 4352 of the Code;

Were severally read the second time, and referred to the committee on commerce and common carriers.

The bill---

H. B. 631. To authorize the warden of the penitentiary to lease the State farm, with twenty-five convicts, for ten years;

Was read the second time, and referred to the committee on penitentiary and criminal administration.

The bill---

H. B. 651. To amend sub-division 4, of section 31, article 3, of chapter 2, of an act entitled an act to organize and regulate a system of public instruction for the State of Alabama, approved February 7, 1879;

Was read the second time, and referred to the committee on education.

The bill---

H. B. 640. To secure medical aid, and to secure payment therefor;

Was read the second time, and referred to the committee on agriculture.

#### UNFINISHED BUSINESS.

The Senate joint resolution relative to the appointment of a joint committee to consider the crop lien law, was taken up;

And the amendment of Mr. Hammond to insert eight instead of five, and five instead of three, was adopted;

The resolution, as amended, was adopted.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

January 27, 1882.

*Mr. Speaker:*

The Senate has originated and passed the bill---

nolds of Talladega, Russell, Samford, Shackelford, Simpson, Smith of Autauga, Swan, Tamm, Tingle, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Wood, Wharton, Whitt, Young of Marion, Young of Pickens.—70.

Nays—Messrs. Fuller, Underwood of Colbert—2.

Also, from same committee, reported favorably to the bill—

H. N. 430. To prevent stock from running at large in certain portions of Hale county;

Mr. Avery offered an amendment which was adopted;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 67, nays 0.

Yeas—Messrs. Aderholt, Alexander, Anderson, Avery, Beck of Covington, Beck of Wilcox, Berry, Burnett, Branch, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Goree, Graham, Grant, Grisham, Haden, Hall, Hawkins of Barbour, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Lang, Moren, Muldon, McAdory, McCall, McMillan, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Samford, Shackelford, Simpson, Smith of Autauga, Swan, Tamm, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Wood, Wharton, Whitt, Young of Marion—67.

Also, from the same committee, reported favorably to the bill—

H. B. 634. To prevent fishing in the waters of Dallas county, except in the Alabama and Cahaba rivers;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 61, nays 0.

Yeas—Messrs. Aderholt, Alexander, Anderson, Armstrong, Beck of Wilcox, Berry, Burnett, Branch, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Clayton, Dowling, Dunklin, Ferrell, Fuller, Gere, Goree, Graham, Grant, Grisham, Haden, Hall, Hammond, Hawkins of Barbour, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kimbrough, Lang, Moren, Moragne, Muldon, McCall, McMillan, Orme, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Samford, Shackelford, Smith of Autauga, Swan, Tamm, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Wood, Wharton, Whitt, Young of Marion—61.

Also, from same committee, reported a substitute for the bill—

H. B. 83. To require a person who employs, or in any way engages laborers, in the counties of Dallas, Perry and other counties herein named, for the purpose of removing said laborers from the State, to pay a license;

The substitute was adopted;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 32, nays 20.

Yeas—Messrs. Aderholt, Anderson, Armstrong, Avery, Beck of Wilcox, Berry, Browne of Talladega, Brown of Tuscaloosa, Fuller, Graham, Grant, Grisham, Hawkins of Barbour, Hawkins of Shelby, Hogue, Hunt, Kendrick, Lang, May, Moren, McCall, Purifoy, Raisler, Reynolds of Talladega, Russell, Simpson, Smith of Autauga, Swan, Vines, Walker, Wood, Whitt—32.

Nays—Messrs. Branch, Cochran, Clark, Clayton, Edwards, Gorse, Griffin, Haden, Hall, Kimbrough, Moragne, McAdory, Orme, Porter, Sanford, Tingle, Underwood of Colbert, Underwood of Franklin, Watlington, Williams—20.

Also, from same committee, reported favorably to the bill—

H. B. 345. To transfer the jury funds to the special funds of Washington county;

The bill was ordered to a third reading forthwith, read a third time, and passed—yeas 63, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Adkison, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Glover, Grant, Griffin, Grisham, Hall, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, John, Kendrick, Kimbrough, Lang, May, Moren, Moragne, McAdory, McCall, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Sanford, Shackelford, Shorter, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Wood, Whitt—63.

Also, from same committee, reported favorably to the bill—

H. B. 419. To repeal an act for the preservation of game animals and birds in the counties of Mobile, Monroe, Ma-

rengo, Dallas, Lowndes, Hale, Montgomery, Clarke, Green, Wilcox, Pike, Talladega, Pickens, Bibb, Autauga, Chilton, Clay and Jefferson, so far as same relates to beat No. 7 and beat No. 9, in Bibb county;

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 67, nays 0.

Yeas---Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Avery, Baker, Beck of Wilcox, Berry, Branch, Browne of Talladega, Brown of Tuscaloosa, Broyles, Cochran, Clark, Clayton, Crawford, Dowling, Dunklin, Fuller, Gere, Grant, Griffin, Grisham, Haden, Hall, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Lang, May, Moren, Moragne, Meldon, McAdory, McCall, Nevill, Orme, Porter, Purifoy, Raisler, Reynolds of Talladega, Russell, Sanford, Shackelford, Shorter, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Wood, Wharton, Young of Marion, Young of Pickens---67.

Also, from same committee, reported favorably to the bill---

H. B. 202. For the protection of game in the county of Pike;

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 64, nays 0.

Yeas---Messrs. Aderholt, Alexander, Anderson, Armstrong, Adkison, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Branch, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Cochran, Clark, Clayton, Crawford, Dunklin, Edwards, Ferrell, Fuller, Gere, Grant, Griffin, Haden, Hall, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, May, Moragne, Meldon, McAdory, McCall, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Sanford, Shackelford, Shorter, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Wood, Wharton, Whitt, Young of Marion, Young of Pickens---64.

Also, from same committee, reported favorably to the bill---

H. B. 698. To amend sections 1, 2 and 3 of an act entitled an act to authorize the commissioners court of Barbour county to establish or abolish districts in which stock may

be prevented from running at large, approved December 12th, 1882, and to change the title of said act;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 63, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Adkison, Avery, Baker, Beck of Covington, Beck of Wilcox, Branch, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Gere, Goree, Glover, Grant, Grisham, Haden, Hall, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Kimbrough, Lang, May, Moragne, Muldon, McAdory, McCall, Nevill, Porter, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Sanford, Shackelford, Shorter, Smith of Autauga, Swan, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—63.

The bill was ordered forthwith to the Senate, without engrossment.

Also, from same committee, reported favorably to the bill—H. B. 442. For the protection of fish in Shelby county;

Mr. Graham offered a substitute for the bill;

Which was adopted;

Mr. Hawkins offered an amendment;

Which was adopted;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 63, nays 2.

Yeas—Messrs. Aderholt, Alexander, Anderson, Adkison, Avery, Beck of Wilcox, Branch, Browne of Talladega, Brown of Tuscaloosa, Broyles, Cochran, Clayton, Crawford, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Graham, Grant, Grisham, Haden, Hamilton, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Lang, May, Moragne, Muldon, McAdory, McCall, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Russell, Sanford, Shackelford, Shorter, Simpson, Smith of Autauga, Swan, Thagard, Underwood of Franklin, Vines, Watlington, Wood, Wharton, Young of Marion, Young of Pickens—63.

Messrs. Clark, and Underwood of Colbert, voted nay.

Also, from the same committee, reported favorably to the bill—

H. B. 404. To protect fish in the county of Madison;

Amendments were adopted including the counties of

Jackson, Marshall and Morgan in the provisions of the bill;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 56, nays 1.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Avery, Beck of Wilcox, Browne of Talladega, Carmichael, Clark, Dunklin, Ferrell, Fuller, Garrett, Gere, Gorce, Glover, Grant, Grisham, Haden, Hall, Hammond, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kimbrough, Muldon, McCall, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Sanford, Shackelford, Shorter, Simpson, Smith of Antauga, Swan, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Wood, Wharton, Whitt, Young of Marion, Young of Pickens--56.

Mr. Adkison voted nay.

The bill was ordered to the Senate forthwith, without engrossment.

Also, from same committee, reported favorably to the bill—

H. B. 554. To authorize the mayor and aldermen of the city of Talladega to license and regulate hawkers, peddlers and itinerant dealers in merchandise;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 62, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Armstrong, Adkison, Avery, Baker, Beck of Wilcox, Berry, Browne of Talladega, Broyles, Carmichael, Cochran, Clark, Clayton, Dowling, Ferrell, Fuller, Garrett, Gere, Gorce, Glover, Grant, Griffin, Grisham, Haden, Hall, Hammond, Hawkins of Shelby, Hogue, Hunt, John, Kimbrough, May, Muldon, McAdory, McCall, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Sanford, Shackelford, Shorter, Simpson, Smith of Antauga, Swan, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—62.

Also, from same committee, reported favorably to the bill—

H. B. 302. To fix or regulate the price of theatrical license in Marion, Perry county, Alabama;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 54, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Avery, Baker, Beck of Wilcox, Berry, Broyles, Clark, Clayton,

Crawford, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Gorce, Grant, Griffin, Hall, Hamilton, Hawkins of Shelby, Hogue, Hunt, Ingle, Jones, Kendrick, Kimbrough, May, Muldon, McAdory, McCall, Orme, Porter, Purifoy, Raisler, Russell, Sanford, Shackelford, Simpson, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Whitt, Young of Marion, Young of Pickens—54.

Also, from same committee, reported favorably to the bill—

H. B. 24. To repeal an act entitled an act to require the tax collectors of Dallas and Montgomery counties to give notice in a newspaper of their attendance at the precincts, and to keep their offices open during the month of January, approved February 28th, 1881;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 61, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Armstrong, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Browne of Talladega, Broyles, Clark, Clayton, Crawford, Dowling, Dunklin, Ferrell, Fuller, Gorce, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hammond, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, May, Muldon, McAdory, McCall, Nevill, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shorter, Simpson, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Williams, Wharton, Whitt, Young of Marion, Young of Pickens—61.

Also, from same committee, reported favorably to the bill—

H. B. 348. To regulate the ex-officio fees of sheriffs in Blount county;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 61, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Adkison, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Browne of Talladega, Broyles, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gorce, Grant, Griffin, Grisham, Haden, Hall, Hammond, Hawkins of Barbour, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, May, Muldon, McAdory, McCall, McMillan, Porter, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Shackelford, Shorter, Simpson, Smith of Autauga, Swan,

Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Williams, Wharton, Whitt, Young of Marion, Young of Pickens—61.

Also, from same committee, reported favorably to the bill—

H. B. 539. For the relief of Mary V. Anderson and Elizabeth M. Anderson from disabilities of non-age;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 46, nays 8.

Yeas—Messrs. Speaker, Aderholt, Beck of Wilcox, Berry, Branch, Browne of Talladega, Broyles, Clark, Crawford, Dowling, Ferrell, Fuller, Garrett, Gere, Glover, Grant, Grisham, Hall, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Kendrick, Kimbrough, McAdory, Nevill, Orne, Porter, Raisler, Reynolds of Talladega, Russell, Shackelford, Shorter, Smith of Autauga, Swan, Thagard, Vines, Walker, Watlington, Williams, Wood, Wharton, Young of Marion, Young of Pickens—46.

Nays—Messrs. Clayton, John, McCall, McMillan, Ingle, Underwood of Colbert, Underwood of Franklin, Whitt—8.

Also, from same committee, reported favorably to the bill—

H. B. 732. To prevent the bring, or shooting, or exploding fire arms in public places in Pike county;

The bill was amended so as to include the counties of Montgomery and Clarke.

Mr. Perry offered an amendment, which was lost.

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 55, nays 2.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Adkison, Beck of Covington, Beck of Wilcox, Clark, Clayton, Dowling, Dunklin, Edwards, Ferrell, Garrett, Gere, Goree, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, John, Kendrick, Kimbrough, Moragne, Muldon, McAdory, McCall, McMillan, Nevill, Orne, Porter, Powell, Puriloy, Raisler, Russell, Shackelford, Shorter, Simpson, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Wharton, Young of Marion—55.

Nays—Messrs. Berry, Graham—2.

The title of the bill was amended so as to correspond with the amendments.



Also, from same committee, reported favorably to the bill—

H. B. 432. To repeal an act entitled an act to prevent attorneys and solicitors becoming sureties on official bonds of officers of courts, so far as the same relates to the county of Jackson;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 38, nays 15.

Yeas—Messrs. Aderholt, Alexander, Adkison, Avery, Baker, Berry, Branch, Browne of Talladega, Cochran, Clark, Clayton, Fuller, Garrett, Gere, Gore, Glover, Graham, Griffin, Grisham, Haden, Hawkins of Jefferson, Hogue, Hunt, Kimbrough, Moragne, McAdory, Orme, Porter, Raisler, Russell, Shackelford, Tingle, Underwood of Colbert, Watlington, Williams, Wood, Young of Marion—38.

Nays -- Messrs. Speaker, Grant, Hall, Hamilton, Hawkins of Jefferson, John, Muldon, McMillan, Nevill, Powell, Purifoy, Reynolds of Talladega, Shorter, Simpson, Underwood of Franklin—15.

Also, from same committee, reported favorably to the bill—

H. B. 413. To repeal section 4 of an act entitled an act to regulate the fine and forfeiture fund of certain counties, approved February 13th, 1879, so far as the same relates to Talladega county;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 52, nays 0.

Yeas—Messrs. Speaker, Adkison, Avery, Baker, Beck of Wilcox, Berry, Branch, Browne of Talladega, Brown of Tusculoosa, Broyles, Cochran, Clark, Clayton, Crawford, Dunklin, Garrett, Gere, Goree, Glover, Graham, Hall, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Moragne, McAdory, McCall, McMillan, Nevill, Purifoy, Randle, Raisler, Reynolds of Talladega, Russell, Shorter, Swan, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Wood, Wharton, Whitt, Young of Marion—52.

Also, from same committee, reported favorably to the bill—

S. B. 232. To repeal section 3 and amend an act approved December 8th, 1880, to prohibit stock from running at large in certain portions of Wilcox and Marengo counties;

The bill was ordered to a third reading forthwith, read a third time and passed--yeas 62, nays 0.

Yeas—Messrs. Speaker, Aderholdt, Anderson, Adkison, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Browne of Talladega, Brown of Tuscaloosa, Broyles, Cochran, Clark, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Gere, Gore, Glover, Graham, Grant, Griffin, Haden, Hall, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Moragne, Meldon, McAdory, McCall, McMillan, Nevill, Orme, Porter, Powell, Purifoy, Russell, Shackelford, Simpson, Smith of Antanga, Swan, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Williams, Wood, Wharton, Whitt, Young of Marion— 62.

Also, from same committee, reported favorably to the bill---

H. B. 175. To repeal an act approved February 8th, 1877, regulating the fine and forfeiture fund of the counties of Bibb, Fayette, Marion and Blount, so far as the same relates to the county of Fayette;

The bill was ordered to a third reading forthwith; read a third time and passed--yeas 61, nays 0.

Yeas—Messrs. Speaker, Aderholdt, Anderson, Adkison, Baker, Beck of Covington, Beck of Wilcox, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clark, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Gore, Glover, Graham, Grant, Grisham, Haden, Hall, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hunt, Ingle, John, Kendrick, Kimbrough, Moragne, Meldon, McAdory, McCall, McMillan, Nevill, Nesmith, Orme, Powell, Purifoy, Raiser, Russell, Shackelford, Shorter, Simpson, Smith of Antanga, Swan, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Wood, Wharton, Young of Marion---61.

Also, from same committee, reported favorably to the bill—

H. B. 734. To fix the time for holding the circuit courts in St. Clair county;

The bill was ordered to a third reading forthwith, read a third time, and passed--yeas 60, nays 0.

Yeas—Messrs. Speaker, Aderholdt, Anderson, Adkison, Baker, Beck of Covington, Beck of Wilcox, Branch, Browne of Talladega, Brown of Tuscaloosa, Cochran, Clark, Clay-

ton, Dowling, Dunklin, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Grant, Grisham, Haden, Hall, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hunt, Ingle, John, Kendrick, Kimbrough, Moragne, Muldon, McAdory, McCall, McMillan, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Russell, Shorter, Simpson, Smith of Autauga, Swan, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Wood, Wharton, Whitt, Young of Marion—60.

Also, from same committee, reported favorably to the bill—

H. B. 181. To repeal an act entitled an act to regulate the trials of misdemeanors in Madison county, approved February, 9, 1877;

Mr. John moved the consideration of the bill be postponed, and made the special order for to-morrow, which motion was lost.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 12, 1883.

*Mr. Speaker:*

The Senate has passed the bill—

H. B. 435. To establish a separate school district in Marengo county, to be known as the Fannsdale school district;

And has originated and passed the bill—

s. B. 291. To create a separate school district of certain fractional townships in Dallas county;

And ordered it forthwith to the House without engrossment.

W. L. CLAY,  
Secretary.

The bill, s. B. 291, the title of which is set forth in the above message, was read once and ordered to a second reading on to-morrow.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 12, 1883.

*Mr. Speaker:*

The Senate has originated and passed the following bills :  
 s. n. 287. To incorporate Dayton Academy ;  
 s. B. 300. To constitute the town of Jacksonville, in Calhoun county, a separate school district ;  
 s. B. 245. To constitute the town of Tuskegee a separate school district ;

And ordered the same to the House forthwith without engrossment.

W. L. CLAY,  
 Secretary.

The bills, s. B. 287, s. B. 300, s. B. 245, the titles of which are set forth in the above message, were severally read once and ordered to a second reading on to-morrow.

On motion of Mr. Hall, the House adjourned until 10 o'clock to-morrow morning.

## FORTY-SECOND DAY.

HOUSE OF REPRESENTATIVES,

TUESDAY, February 12, 1883.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Shackelford of the House.

On the call of the roll the following members answered to their names :

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kin-

brough, Langdon, May, Moren, Moragne, Muldon, McAdory, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swau, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—87.

The journal of yesterday was read and approved.

Leave of absence was granted Mr. Haden for one day, and indefinite leave of absence was granted Messrs. Jones, Aderholt and Willett.

#### ENGROSSED BILLS.

#### HOUSE OF REPRESENTATIVES,

FEBRUARY 13, 1883.

*Mr. Speaker.*

The committee on engrossed bills have compared the following bills and find them correctly engrossed, viz:

House bills numbers 557, 413, 732, 175, 539, 734, 24, 432, 345, 631, 551, 302, 419, 307, 83, 348, 442, 202, 225, 174.

C. C. SHORTER,  
Chairman.

Mr. Browne, from the committee on enrolled bills, reported as correctly enrolled the following bills, and the Speaker, in the presence of the House, immediately after the titles had been publicly read, signed said bills:

H. B. 435. To establish a separate school district in Marengo county, to be known as the Fannsdale school district;

H. B. 326. To amend an act entitled an act to prohibit the making, selling, or otherwise disposing of spirituous or malt liquors, or intoxicating bitters of any kind, in any quantity, within the counties of Dale and Henry, approved February 26, 1881, so far as the same relates to Henry county;

H. B. 95. To repeal an act for the preservation of game animals and birds in the counties of Mobile, Choctaw, Monroe, Clark, Washington, Baldwin, Marengo, Lowndes, Sumter, Escambia, Hale, Dallas, Montgomery and Greene, ap-

proved February 2, 1877, so far as the same applies to Sumter county;

H. B. 265. To prohibit stock from running at large in a portion of Dallas county;

H. B. 579. To define the jurisdiction of justices of the peace and of notaries public, who are ex-officio justices of the peace, of precinct 21, in Jefferson county, and to provide for service of all process from their courts;

H. B. 686. For the relief of Edward P. Herpin, of the county of Mobile;

H. B. 783. To amend section 9 of an act to incorporate the town of Tuskegee, in the county of Macon, and for other purposes, approved March 15, 1873;

H. B. 622. To amend an act entitled an act for the protection of lands and plantations from depredations of stock in Bullock county, approved December 8, 1880, and approved December 12, 1882;

H. B. 319. To amend section (1) one of an act entitled an act to amend section 1544 of the Code of Alabama, so far as the same relates to the counties of Blount, Chilton, Cleburne, Washington, Coosa, Autauga, St. Clair, Elmore, Marshall, Dale and Chilton, so far as the same relates to the county of Chilton.

#### MESSAGE FROM THE SENATE.

#### SENATE CHAMBER,

February 13, 1883.

*Mr. Speaker:*

The Senate has passed the following bills:

H. B. 783. To amend section 9 of an act to incorporate the town of Tuskegee, in the county of Macon, and for other purposes, approved March 15, 1873;

H. B. 481. To authorize the board of directors of the State Normal School and University for the colored race, at Marion, Perry county, to appropriate and expend certain educational funds in the repairing, improving and enlarging, of the buildings of said normal school and university;

H. B. 96. To incorporate the Mountain Mills Manufacturing and Railroad Company;

H. B. 671. To authorize the superintendent of township 5, range 12, west, in Colbert county, to sell certain lands.

W. L. CLAY,  
Secretary.

Mr. Shackelford, by leave, from the committee on temperance, reported favorably to the bill—

H. B. 495. To prevent the violation or evasion of prohibition laws and of the law requiring license to sell vinous, spirituous or malt liquors;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 60, nays 2.

Yeas—Messrs. Alexander, Anderson, Adkison, Avery, Beck of Covington, Beck of Wilcox, Burnett, Branch, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Glover, Grant, Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, John, Kendrick, Kimbrough, Lang, May, Moren, McAdory, McCall, McMillan, Nevill, Porter, Russell, Sanford, Shackelford, Shealy, Simpson, Smith of Antauga, Swan, Tatum, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Wood, Whitt, Young of Marion, Young of Pickens—60.

Messrs. Berry and Gere voted nay.

The bill was ordered forthwith to the Senate, without engrossment.

By leave, Mr. Beck of Wilcox, from the committee on local legislation, reported favorably to the bill—

H. B. 666. For the relief of J. B. Simpson, Aaron Lehman, James M. Ferrau, Caswell Ellington, Job Thigpen and A. M. Crum, as sureties on the official bond of J. M. Thigpen, county superintendent of education of Butler county;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 32, nays 27.

Yeas—Messrs. Aderholt, Anderson, Avery, Beck of Wilcox, Burnett, Brown of Tuscaloosa, Cochran, Clayton, Dowling, Dunklin, Fuller, Garrett, Grant, Grisham, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hogue, Jones, Kimbrough, Lang, Langdon, May, McCall, Russell, Sanford, Shorter, Vines, Walker, Watlington, Wood, Whitt—32.

Nays—Messrs. Speaker, Adkison, Branch, Carmichael, Clark, Edwards, Goree, Glover, Hammond, Hawkins of Shelby, Hunt, John, Kendrick, McMillan, Nevill, Porter, Purifoy, Raisler, Simpson, Swan, Tatum, Tingle, Underwood of Colbert, Underwood of Franklin, Williams, Young of Marion, Young of Pickens—27.

The bill was ordered forthwith to the Senate without engrossment.

On motion of Mr. Branch the House concurred in the Senate memorial, s. 376, to the President of the United States, relating to the claims of Pierre Dupont, lineal descendant of Marshall Francis Joseph LeFevre.

On motion of Mr. Muldon, the special order, consideration of the bill, H. B. 591, was postponed until 1 o'clock p. m.

Mr. Hamilton, by leave, from the judiciary committee, reported favorably to the bill—

H. B. 534. To exempt the organization of the grand and petit juries of the city court of Selma, which was organized at the January term, 1883, from the provisions of an act to regulate the drawing and empanelling of grand and petit juries in Dallas county, approved December 12, 1882 ;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 63, nays 0.

Yeas—Messrs. Speaker, Alexander, Anderson, Armstrong, Adkison, Beck of Wilcox, Berry, Burnett, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Crawford, Edwards, Fuller, Garrett, Gere, Glover, Graham, Grant, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Ingle, John, Kimbrough, Lang, Langdon, May, Moren, Moragne, Muldon, McAdory, McCall, McMillan, Nevill, Orme, Powell, Purifoy, Raisler, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Thagard, Underwood of Franklin, Vines, Watlington, Williams, Wood, Whitt, Young of Marion, Young of Pickens—63.

Also, from same committee, reported favorably to the bill—

H. B. 535. To amend an act to regulate the drawing and empanneling of grand and petit juries in Dallas county, approved December 12th, 1882 ;

The bill was ordered to a third reading forthwith ; read a third time, and passed—yeas 57, nays 0.

Yeas—Messrs. Speaker, Alexander, Anderson, Armstrong, Adkison, Avery, Beck of Covington, Berry, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clayton, Dunklin, Ferrell, Fuller, Glover, Graham, Grant, Hall, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Ingle, John, Kim-



brough, Lang, Langdon, May, Moren, Muldon, McAdory, McCall, McMillan, Nevill, Orme, Purifoy, Raisler, Reynolds of Talladega, Russell, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Underwood of Franklin, Vines, Walker, Watlington, Wood, Wharton, Whitt, Young of Marion—57.

Also, from same committee, reported favorably to the bill—

H. B. 596. To regulate the mode of selecting, drawing and empanelling grand and petit jurors for the county of Mobile;

Mr. Muldon offered an amendment exempting all members of fire and salvage corps companies in actual service;

Mr. Hamilton moved to lay the amendment on the table, which motion was carried;

Mr. Muldon moved to amend by exempting twenty-five members of each fire and salvage corps company in actual service;

Mr. Langdon moved to lay the amendment on the table, which motion was carried;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 54, nays 2.

Yeas—Messrs. Armstrong, Adkison, Beck of Covington, Beck of Wilcox, Burnett, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Crawford, Dowling, Grant, Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Ingle, John, Kimbrough, Lang, Langdon, Moren, McAdory, McCall, McMillan, Nevill, Orme, Porter, Powell, Purifoy, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tatum, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—54.

Messrs. Berry and Williams voted nay.

Pending consideration of the above bill, Mr. Muldon presented the following petition:

HALL MECHANIC'S STEAM FIRE COMPANY No. 7,

Mobile, February 5, 1883.

*To the Officers and Members of Washington Steam Fire Company No. 8:*

Gentlemen—At a meeting of a committee appointed for

the purpose, the following resolution was unanimously adopted, to be submitted to the companies comprising the "Mobile Fire Department" for their action :

*To the Senate and House of Representatives of the State of Alabama :*

We, the undersigned fire companies of Mobile, would beg your honorable bodies to so modify the jury bill "drawn and presented by the Bar Association of Mobile," so that we can receive the benefits and exemptions granted us by our several acts of incorporation in which we are exempt from serving as jurors in consideration of our services as firemen in saving the public property, which duties we have, and are performing according to said acts of incorporation.

A majority vote of the companies comprising the Mobile Fire Department to decide the issue.

F. KIERNAN,  
Secretary.

Also, from the same committee, reported favorably to the bill—

S. B. 187. To remove the estate of Mary A. Hartell, deceased, from Butler county to Lowndes county ;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 54, nays 0.

Yeas—Messrs. Alexander, Armstrong, Baker, Beck of Covington, Beck of Wilcox, Berry, Burnett, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Olney, Crawford, Dowling, Garrett, Goree, Grant, Griffin, Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, John, Kimbrough, Langdon, Moren, McAdory, McCall, Orme, Porter, Purifoy, Raisler, Russell, Sanford, Shackelford, Shealy, Simpson, Smith of Antauga, Swan, Tatum, Tingle, Underwood of Franklin, Vines, Watlington, Williams, Wood, Whitt, Young of Marion, Young of Pickens—54.

Mr. Beck, of Wilcox, from the committee on local legislation, reported favorably to the bill—

H. B. 756. To amend an act entitled an act to secure more effectually competent and well qualified jurors in the counties of Montgomery, Lowndes, Antauga, Dallas, Perry

and Bullock, approved December 19, 1876, as to Montgomery county;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 48, nays 4.

Yeas—Messrs. Speaker, Alexander, Anderson, Armstrong, Adkison, Beck of Wilcock, Berry, Browne of Talladega, Brown of Tuscaloosa, Broyles, Clayton, Crawford, Dowling, Dunklin, Gere, Graham, Grant, Griffin, Grisham, Hall, Hamilton, Hawkins of Jefferson, Hunt, Ingle, John, Kimbrough, Moragne, McAdory, McCall, McMillan, Nevill, Orme, Powell, Purifoy, Raisler, Russell, Sanford, Shackelford, Shealy, Simpson, Swan, Tingle, Underwood of Franklin, Vines, Wood, Wharton, Whitt, Young of Marion—48.

Nays—Messrs. Branch, Clark, Underwood of Colbert, Williams—4.

#### MESSAGE FROM THE GOVERNOR.

#### EXECUTIVE OFFICE,

MONTGOMERY, ALA., Feb. 13, 1883.

*Mr. Speaker:*

The Governor has approved the following bills which originated in the House:

H. B. 448. To repeal an act entitled an act to prohibit the manufacture or sale of spirituous, vinous and malt liquors within the limits of Macon county, Alabama, approved February 26th, 1881, so far as the same relates to Beat No. 3, known as Society Hill Beat, and to the town of Tuskegee, in said county;

H. B. 783. To amend section 9 of an act to incorporate the town of Tuskegee, in the county of Macon, and for other purposes, approved March 15th, 1873.

W. G. HUTCHESON,  
Recording Secretary.

Mr. Powell gave notice that he would, on to-morrow, move to reconsider the vote by which the bill, H. B. 756, was passed this morning.

#### FIRST SPECIAL ORDER.

The special order, which was the consideration of the bill, H. B. 324, was taken up, and on motion of Mr. Brown of

and Bullock, approved December 19, 1876, as to Montgomery county;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 48, nays 4.

Yeas—Messrs. Speaker, Alexander, Anderson, Armstrong, Adkison, Beck of Wilcock, Berry, Browne of Talladega, Brown of Tuscaloosa, Broyles, Clayton, Crawford, Dowling, Dunklin, Gere, Graham, Grant, Griffin, Grisham, Hall, Hamilton, Hawkins of Jefferson, Hunt, Ingle, John, Kimbrough, Moragne, McAdory, McCall, McMillan, Nevill, Orme, Powell, Purifoy, Raisler, Russell, Sanford, Shackelford, Shealy, Simpson, Swan, Tingle, Underwood of Franklin, Vines, Wood, Wharton, Whitt, Young of Marion—48.

Nays—Messrs. Branch, Clark, Underwood of Colbert, Williams—4.

#### MESSAGE FROM THE GOVERNOR.

#### EXECUTIVE OFFICE,

MONTGOMERY, ALA., Feb. 13, 1883.

*Mr. Speaker:*

The Governor has approved the following bills which originated in the House:

H. B. 448. To repeal an act entitled an act to prohibit the manufacture or sale of spirituous, vinous and malt liquors within the limits of Macon county, Alabama, approved February 26th, 1881, so far as the same relates to Beat No. 3, known as Society Hill Beat, and to the town of Tuskegee, in said county;

H. B. 783. To amend section 9 of an act to incorporate the town of Tuskegee, in the county of Macon, and for other purposes, approved March 15th, 1873.

W. G. HUTCHESON,  
Recording Secretary.

Mr. Powell gave notice that he would, on to-morrow, move to reconsider the vote by which the bill, H. B. 756, was passed this morning.

#### FIRST SPECIAL ORDER.

The special order, which was the consideration of the bill, H. B. 324, was taken up, and on motion of Mr. Brown of

wood of Franklin, Vines, Watlington, Williams, Wharton, Whitt, Young of Marion, Young of Pickens---49.

Nays--Messrs. Anderson, Armstrong, Beck of Wilcox, Berry, Brewer, Brown of Tuscaloosa, Dunklin, Fuller, Grant, Grisham, Hall, Hamilton, Hawkins of Jefferson, Hogue, Langdon, May, Muldon, Nevill, Orme, Powell, Purifoy, Raiser, Russell, Shackelford, Tatum, Walker, Wood---27.

The House adjourned to 4 o'clock p. m.

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#### AFTERNOON SESSION.

The House met pursuant to adjournment.

Leave of absence was granted Messrs. McIntyre and Hawkins of Shelby.

Mr. Simpson, by leave, from the committee on corporations, reported a substitute for the bill---

H. B. 711. To alter and amend the charter of the city of Huntsville, as established by an act approved March 3, 1870, entitled an act to establish a new charter for the city of Huntsville, and an act approved February 13, 1871, entitled an act to amend an act to establish a new charter for the city of Huntsville;

On motion of Mr. Hawkins of Jefferson, the consideration of the report was postponed and made the special order for 11 o'clock to-morrow.

Mr. Clayton submitted the following minority report to the report of the majority of the committee to the bill, H. B. 711:

The minority report of the committee on corporations respectfully shows, that they do not agree or concur in the report recommending the passage of a bill, or the substitute for the bill, to amend the charter of the city of Huntsville, because they believe---

1. A majority of the legal voters of said city are opposed to the measure; and the bill was first referred to the committee on local legislation, which decided against the bill.

2. A majority of the freeholders of said city are opposed to the said amendments.

3. The Senators and Representatives from the county in which said city is situated, are all opposed to said bill and substitute.

4. The mayor and aldermen of said town, elected by the voters thereof, by resolution presented before the committee, protesting against the passage of said amendments.

5. The theory upon which the friends of the measure urged it, was, that it was favored by the owners of the greater portion of the property of said city. We do not find this to be true. But, if it were true, we do not endorse the position that a municipal corporation is a stock company, to be governed by the voters in proportion to the amount of their property therein.

6. The bill and substitute divides the town into wards different from their present sub-divisions. We find that the present charter divides the town into wards, and then contains this provision: "But the board of mayor and aldermen of said city may alter and change the boundaries of said wards as they deem expedient."

7. Said bill and substitute tends towards centralization and is opposed to the real, true, old-time democratic principles of local self government.

They respectfully request that this minority report be entered on the journals as their protest against this bill and substitute.

W. H. CLAYTON,  
JOHN H. PORTER,  
L. H. GOREE.

Consideration of the minority report was postponed and made special order for 11 o'clock to-morrow.

#### REPORTS FROM STANDING COMMITTEES.

Mr. Dowling, from the committee on public buildings and institutions, reported favorably to the bill--

H. B. 342. To regulate the discharge of patients from the Alabama Insane Hospital, in certain cases;

The bill was ordered to a third reading forthwith, read a third time and passed--yeas 53, nays 0.

Yeas--Messrs. Speaker, Armstrong, Adkison, Beck of Covington, Beck of Wilcox, Berry, Browne of Talladega, Brown of Tuscaloosa, Broyles, Cochran, Clark, Clayton, Dowling, Edwards, Fuller, Glover, Grant, Grisham, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hogue, Hunt, John, Kendrick, Kimbrough, May, McAdory, McCall, Nevill, Orme, Porter, Purifoy, Raisler, Rey-

nolds of Talladega, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Antanga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Vines, Wood, Whitt, Young of Marion, Young of Pickens—53.

Also, from same committee, reported favorably to the bill—

H. B. 240. To provide for the enlargement of the capitol; The bill was ordered to a third reading forthwith; read a third time and lost.

Yeas—Messrs. Beck of Wilcox, Browne of Talladega, Dowling, Graham, Hamilton, John, Kimbrough, McMillan, Nevill, Puriloy, Sanford, Wood, Whitt—13.

Nays—Messrs. Speaker, Alexander, Anderson, Adkison, Avery, Baker, Berry, Brown of Tuscaloosa, Carmichael, Cochran, Clark, Clayton, Crawford, Edwards, Fuller, Gere, Goree, Glover, Grant, Grisham, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hogue, Hunt, Kendrick, Moragne, McAdory, McCall, Orme, Porter, Reynolds of Talladega, Russell, Shackelford, Shealy, Simpson, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Williams, Wharton, Young of Marion, Young of Pickens—48.

Mr. Hawkins, of Barbour, from the committee on agriculture, reported a substitute, for the bill—

H. B. 66. To prevent the abandonment of contracts for advances secured in consideration of services to be performed;

Mr. Sanford offered an amendment to the substitute, which was adopted.

Mr. Brown, of Tuscaloosa, offered an amendment, which was adopted.

Mr. Powell offered an amendment.

Mr. Alexander moved to lay the bill and amendment on the table, which motion was lost—yeas 27, nays 36.

Yeas—Messrs. Speaker, Adkison, Branch, Carmichael, Cochran, Clark, Clayton, Cawloni, Goree, Glover, Hamilton, Hogue, Hunt, Kendrick, May, Moragne, McMillan, Porter, Raiser, Shackelford, Simpson, Swan, Tingle, Underwood of Colbert, Underwood of Franklin, Watlington, Williams—27.

Nays—Messrs. Anderson, Avery, Baker, Beck of Wilcox, Berry, Browne of Talladega, Dunklin, Fuller, Garrett, Gere, Graham, Grant, Grisham, Hawkins of Barbour, Hawkins of Jefferson, John, Kimbrough, McAdory, McCall, Nevill,

Orme, Powell, Purifoy, Russell, Samford, Shackelford, Shorter, Smith of Antanga, Thagard, Vines, Walker, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—36.

Mr. Powell's amendment was adopted.

Mr. Shorter offered an amendment.

Mr. Browne, of Talladega, moved to lay the amendment on the table, which motion was lost—yeas 28, nays 39.

Yeas—Messrs. Anderson, Armstrong, Avery, Baker, Berry, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Dunklin, Fuller, Garrett, Gere, Grant, Hawkins of Barbour, Hawkins of Jefferson, John, Moren, McAdory, McCall, Nevill, Purifoy, Reynolds of Talladega, Russell, Shealy, Wood, Whitt, Young of Pickens—28.

Nays—Messrs. Speaker, Alexander, Adkison, Branch, Clark, Clayton, Crawford, Dowling, Edwards, Goree, Glover, Graham, Grisham, Hamilton, Hogue, Hunt, Kendrick, Kimbrough, May, Moragne, McMillan, Porter, Shackelford, Shorter, Simpson, Smith of Antanga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Wood, Young of Marion—39.

Mr. Alexander moved that the bill and amendment be indefinitely postponed, which motion was lost—yeas 29, nays 33.

Yeas—Messrs. Speaker, Alexander, Adkison, Branch, Carmichael, Clark, Clayton, Dunklin, Edwards, Goree, Hogue, Hunt, Ingle, May, Moragne, McAdory, Porter, Raiser, Shackelford, Shorter, Simpson, Tingle, Underwood of Colbert, Underwood of Franklin, Watlington, Williams, Young of Marion, Young of Pickens—29.

Nays—Messrs. Anderson, Armstrong, Avery, Baker, Berry, Brewer, Browne of Talladega, Brown of Tuscaloosa, Dowling, Gere, Glover, Graham, Grant, Hammond, Hawkins of Barbour, Hawkins of Jefferson, John, Kimbrough, Moren, McCall, McMillan, Nevill, Orme, Powell, Purifoy, Reynolds of Talladega, Russell, Smith of Antanga, Tatum, Vines, Walker, Wood, Whitt—33.

Mr. Gere moved that the amendment offered by Mr. Shorter, be indefinitely postponed, which motion was lost. The amendment was lost.

Mr. Powell offered an amendment, which was adopted.

The amendment, by way of substitute for the original bill, as amended by the House, was adopted.



The bill was ordered to a third reading forthwith, read a third time and passed—yeas 38, nays 24

Yeas—Messrs. Anderson, Armstrong, Avery, Baker, Beck of Wilcox, Berry, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Crawford, Dowling, Dunklin, Fuller, Garrett, Gere, Glover, Graham, Grant, Grisham, Hall, Hawkins of Barbour, Hawkins of Jefferson, John, Kendrick, Moren, McCall, McMillan, Nevill, Powell, Purifoy, Reynolds of Talladega, Russell, Shealy, Smith of Antauga, Walker, Wharton, Whitt, Young of Pickens—38.

Nays—Messrs. Speaker, Alexander, Adkison, Beck of Covington, Branch, Broyles, Clark, Clayton, Edwards, Goree, Hogue, Hunt, Sanford, Shackelford, Shorter, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Wood—24.

Mr. Hawkins, of Barbour, from same committee, reported favorably to the bill—

H. B. 818. To empower the court of county commissioners of Hale county, to extend the limits of the Canebrake Agricultural district in said county, or to establish new and separate agricultural districts in said county, upon petition of a majority of land owners in any beat or district to be affected thereby;

Mr. Avery offered an amendment, which was adopted.

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 51, nays 0.

Yeas—Messrs. Speaker, Anderson, Armstrong, Avery, Beck of Wilcox, Berry, Branch, Brewer, Broyles, Carmichael, Clark, Clayton, Crawford, Dunklin, Edwards, Fuller, Garrett, Gere, Goree, Graham, Grant, Grisham, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hogue, Hunt, John, Kinbrough, Moren, McCall, McMillan, Nevill, Orme, Purifoy, Raiser, Reynolds of Talladega, Russell, Sanford, Shealy, Smith of Antauga, Swan, Thagard, Underwood of Franklin, Vines, Walker, Williams, Whitt, Young of Marion, Young of Pickens—51.

Also, from same committee, reported favorably to the bill, House bill 819;

Which, on motion of Mr. Avery, was recommitted to the committee on agriculture.

Also, from same committee, reported favorably to the bill—

H. B. 584. To prevent fence-breaking animals from running at large;

Mr. Berry moved to amend by excepting goats;  
Which was adopted;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 36, nays 19.

Yeas—Messrs. Anderson, Avery, Beck of Wilcox, Berry, Branch, Brown of Tuscaloosa, Broyles, Clayton, Crawford, Dowling, Gere, Gorce, Grant, Hawkins of Barbour, Hawkins of Jefferson, Hunt, John, Kimbrough, May, Moren, McAdory, McCall, McMillan, Purifoy, Raisler, Reynolds of Talladega, Russell, Sanford, Shealy, Shorter, Smith of Antanga, Vines, Walker, Wood, Whitt, Young of Pickens—36.

Nays—Messrs. Speaker, Alexander, Carmichael, Dunklin, Edwards, Fuller, Graham, Hamilton, Hogue, Moragne, Nevill, Orme, Powell, Shackelford, Swan, Tatum, Tingle, Underwood of Franklin, and Young of Marion—19.

Also, from same committee, reported favorably, with amendments, to the bill—

H. B. 504. To require counties and districts in which stock are prohibited from running at large to be enclosed, to provide for enclosing the same, and to protect the property of persons living near said stock-law boundaries;

On motion of Mr. Orme, consideration of the bill was postponed, and made special order for 12 m. Thursday next.

#### MESSAGE FROM THE SENATE

#### SENATE CHAMBER,

February 13, 1883.

*Mr. Speaker:*

The Senate has originated and passed the following bills, and ordered the same forthwith to the House, without engrossment:

S. B. 259. To authorize M. T. Moody, township superintendent of township 13, range 10, Cullman county, or his successor in office, to sell certain school property in the town of Cross Plains, and re-invest the proceeds in other school property in said town;

S. B. 252. To incorporate the Uniontown and Newbern Railroad Company.

WM. L. CLAY,  
Secretary.

The bills, S. B. 259, S. B. 252, the titles of which are set forth in the above message, were severally read once, and ordered to a second reading on to-morrow.

Mr. Sanford, by leave, introduced a bill—

H. B. 925. To prohibit the sale, giving away, or otherwise disposing of alcoholic, vinous, or malt liquors, within beat No. 2, in Lee county, Alabama;

Which was read once, and ordered to a second reading on to-morrow.

#### MESSAGE FROM THE GOVERNOR.

#### EXECUTIVE OFFICE,

MONTGOMERY, ALABAMA, February 13, 1883.

*Mr. Speaker:*

The Governor has approved the following bills, which originated in the House:

H. B. 95. An act to repeal an act for the preservation of game animals and birds in the counties of Mobile, Choctaw, Monroe, Clarke, Washington, Baldwin, Marengo, Lowndes, Sumter, Escambia, Hale, Dallas, Montgomery and Greene, approved February 2, 1877, so far as the same applies to Sumter county;

H. B. 265. An act to prohibit stock from running at large in a portion of Dallas county;

H. B. 319. To amend section 1 of an act entitled an act to amend section 1514 of the Code of Alabama, so far as the same relates to the counties of Blount, Cullman, Cleburne, Washington, Coosa, Autauga, St. Clair, Elmore, Marshall, Dale and Chilton, so far as the same relates to the county of Chilton;

H. B. 326. To amend an act entitled an act to prohibit the making, selling, or otherwise disposing of spirituous or malt liquors, or intoxicating bitters of any kind, in any quantity, within the counties of Dale and Henry, approved February 26, 1881, so far as the same relates to Henry county;

H. B. 435. To establish a separate school district in Marengo county, to be known as the Faunsdale school district;

H. B. 579. To define the jurisdiction of justices of the peace and of notaries public who are *ex officio* justices of the peace of precinct 21, in Jefferson county, and to provide for service of all process from their courts;

H. B. 622. To amend an act entitled an act for the protection of lands and plantations from depredations by stock in Bullock county, approved December 8th, 1880, and approved December 12, 1882;

H. B. 686. An act for the relief of Edward P. Herpin, of the county of Mobile.

W. G. HUTCHESON,  
Recording Secretary.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 13, 1883.

*Mr. Speaker :*

The Senate has originated and passed the following bills, and ordered the same forthwith to the House, without engrossment:

S. B. 282. To incorporate the Morgan County Corporation Association Patrons of Husbandry, No. 367;

S. B. 337. To incorporate the Chicago, Selma and Mobile Railroad;

S. B. 261. To amend section 1 of an act for the preservation of game animals and birds in the counties of Mobile, Monroe, &c., approved 13th February, 1879.

W. L. CLAY,  
Secretary.

The bills, S. B. 282, S. B. 337, S. B. 261, the titles of which are set forth in the above message, were severally read once, and ordered to a second reading on to-morrow.

On motion of Mr. Alexander, the House adjourned until 10 o'clock to-morrow.

#### FORTY-THIRD DAY.

HOUSE OF REPRESENTATIVES,

February 14, 1883.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Shackelford of the House.

On the call of the roll, the following members answered to their names :

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Burnett, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Clayton, Crawlord, Dowling, Duuklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Jones, Kendrick, Kinbraugh, Langdon, May, Moren, Moragne, Muldon, McAdary, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Puriloy, Raiser, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Shackelford, Shealy, Shorter, Simpson, Smith of Antanga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—87.

The journal of yesterday was read and approved.

Leave of absence was granted Messrs. Harris, Willett and Cochran, on account of sickness.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 14, 1883.

*Mr. Speaker :*

The President has, in the presence of the Senate, signed the following bills, to which your signature is requested :

s. b. 232. To repeal section 3 and amend an act approved December 8, 1879, to prohibit stock from running at large in certain portions of Wilcox and Marengo counties :

s. b. 376. Joint resolution requesting the President of the United States to call the attention of the French Government to the claims of Pierre DuPont, lineal descendant of Marshal Francois LeFevre, the Duke of Dantzic, and ask his restoration to the property rights of his ancestors.

W. L. CLAY,  
Secretary.

The Speaker, in the presence of the House, immediately

alter their titles had been publicly read, signed the bills, s. B. 232, s. B. 376, whose titles are set forth in the above message.

#### ENGROSSED BILLS.

##### HOUSE OF REPRESENTATIVE,

February 14, 1883.

*Mr. Speaker:*

The committee on engrossed bills have examined the following bills and had them correctly engrossed, viz:

H. B's. Nos. 66, 818, 342, 430.

C. C. SHORTER,  
Chairman.

#### ENROLLED BILLS.

Mr. Brown, from the committee on enrolled bills, reported as correctly enrolled the following bills, and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills, viz:

H. B. 96. To incorporate the Mountain Mills Manufacturing and Railroad Company;

H. B. 481. To authorize the board of directors of the State Normal School and University, for the colored race, at Marion, Perry county, to appropriate and expend certain educational funds in the repairing, improving and enlarging, the buildings of said normal school and university;

H. B. 671. To authorize the superintendent of township 5, range 12, west, in Colbert county, to sell certain lands;

H. B. 44. To amend an act for the preservation of game animals and birds, in the counties of Mobile, Monroe, Marengo, Baldwin, Dallas, Lowndes, Hale, Montgomery, Pickens, Bibb, Clark, Greene, Wilcox, Pike, Talladega, Autauga, Chilton, Clay and Jefferson, approved February 13, 1879, so far as the same is applicable to the counties of Greene and Pickens.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 14, 1883.

*Mr. Speaker:*

The Senate has adopted the House bill—

H. B. 613½. Joint memorial of the General Assembly of Alabama to the Congress of the United States, praying for the passage of a bill to aid in the construction of the Gulf and Chicago Air Line Railroad;

And has passed the bills—

H. B. 386. To regulate the weight of a bushel of cotton seed;

H. B. 551. To amend an act entitled an act to establish a new charter for the town of Marion, in the county of Perry, approved February 16, 1870;

And has amended as therein shown and passed the bill—

H. B. 483. To regulate the fine and forfeiture fund of Tuscaloosa county.

W. L. CLAY,  
Secretary.

The Senate amendments to the bill, H. B. 483, were concurred in—yeas 72, nays 0.

Yeas—Messrs. Speaker, Alexander, Anderson, Armstrong, Adkison, Avery, Beck of Wilcox, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Clayton, Crawford, Dowling, Duuklin, Fuller, Garrett, Gere, Goree, Glover, Grant, Griffin, Grisham, Hamilton, Hannond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kendrick, Kinbrough, May, Moren, Moragne, Muldon, McAdory, McCall, McMillan, Nevill, Orme, Porter, Powell, Puriloy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Shackelford, Shealy, Shorter, Smith of Antauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Wood, Wharton, Whitt, Young of Marion—72.

Mr. Brown of Tuscaloosa, moved to suspend consideration of the special order for this hour, in order to continue consideration of the revenue bill—

H. B. 558. To provide for the assessment and collection

of taxes for the use of this State and the counties thereof, and to define the duties of officers engaged about the said assessment and collection of taxes;

Which motion was carried.

Amendments were offered by Messrs. Brown of Tuscaloosa, Hogue, Simpson and May, which were adopted;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 50, nays 11.

Yeas—Messrs. Speaker, Anderson, Avent, Avery, Berry, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Dowling, Dunklin, Edwards, Ferrell, Fuller, Goree, Graham, Graut, Griffin, Grisham, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Kimbrough, Langdon, May, Moren, McCall, McMillan, Nevill, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Shackelford, Shorter, Simpson, Swan, Underwood of Franklin, Vines, Walker, Watlington, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—50.

Nays—Messrs. Alexander, Armstrong, Gere, Glover, Hall, Ingle, Orme, Porter, Raisler, Underwood of Colbert, Williams—11.

On motion of Mr. Brown of Tuscaloosa, the bill was ordered forthwith to the Senate, without engrossment.

#### MESSAGE FROM THE SENATE.

#### SENATE CHAMBER,

February 14, 1883.

*Mr. Speaker:*

The Senate has originated and passed the following bills:  
s. B. 303. To prevent the pasturing of stock, where there is no cross, or division fence, in Cherokee, Etowah and St. Clair counties;

s. B. 329. To better protect the citizens of Morgan county against mad or rabid dogs.

W. L. CLAY,  
Secretary.

The bills, s. B. 303, s. B. 329, the titles of which are set forth in the above message, were severally read once and ordered to a second reading on to-morrow.

On motion of Mr. Powell, the vote by which the bill—

H. B. 756. To amend an act entitled an act to secure



more effectually competent and well qualified jurors in the counties of Montgomery, Lowndes, Autauga, Dallas, Perry and Bullock, approved December 19, 1876, as to Montgomery county;

Was reconsidered.

On motion of Mr. Powell, the vote ordering the bill to a third reading, was reconsidered.

On motion of Mr. Powell, the bill was amended so as to include Bullock county in its provisions.

The bill, as amended, was ordered to a third reading forthwith; read a third time and passed—yeas 53, nays 4.

Yeas—Messrs. Speaker, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Brewer, Broyles, Dowling, Dunklin, Fuller, Garrett, Gere, Graham, Grant, Griffin, Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Kinnbrongh, May, Moren, Moragne, McAdory, McCall, McMillan, Nevill, Orme, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Sanford, Shackelford, Shorter, Swan, Tatum, Underwood of Franklin, Vines, Walker, Watlington, Wood, Wharton, Whitt, Young of Marion—53.

Nays—Messrs. Branch, Underwood of Colbert, Glover and Williams—4.

The title of the bill was amended so as to conform to the amendment.

On motion of Mr. Adkison, the special order for this hour was temporarily suspended.

By leave, Mr. Beck of Wilcox, from committee on local legislation, reported favorably to the bill—

S. B. 97. To regulate the publication of legal notices in the counties of Coffee and Geneva;

Mr. Garrett offered an amendment.

On motion of Mr. Hawkins of Jefferson, the consideration of the bill and amendment were postponed and made the special order for 11 o'clock to-morrow.

#### SPECIAL ORDER.

The special order, which was the consideration of the substitute to the bill—

H. B. 711. To alter and amend the charter of the city of Huntsville, as established by an act approved March 3, 1870, entitled an act to establish a new charter for the city of Huntsville, and an act approved February 13, 1871, entitled

an act to amend an act to establish a new charter for the city of Huntsville;

The substitute was adopted.

Mr. Tatum moved to postpone further consideration of the bill until Saturday next, and be made special order for 11 a. m. of that day, which motion was lost—yeas 18, nays 45.

Yeas—Messrs. Branch, Clark, Goree, Glover, Grisham, Hunt, Ingle, Moragne, McMillan, Porter, Purifoy, Raisler, Tatum, Tingle, Underwood of Colbert, Watlington, Williams, Young of Pickens—18.

Nays—Messrs. Speaker, Alexander, Armstrong, Avery, Beck of Wilcox, Berry, Burnett, Brewer, Brown of Tuscaloosa, Carmichael, Crawford, Dunklin, Gere, Grant, Griffin, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Kimbrough, Langdon, May, Moren, Muldon, McCall, McMillan, Nevill, Orme, Powell, Purifoy, Russell, Shackelford, Shorter, Simpson, Smith of Antanga, Swan, Underwood of Franklin, Vines, Walker, Wood, Whitt, Young of Marion—45.

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 59, nays 9.

Yeas—Messrs. Speaker, Alexander, Anderson, Armstrong, Adkison, Avery, Beck of Covington, Beck of Wilcox, Burnett, Brewer, Brown of Tuscaloosa, Clark, Dunklin, Edwards, Fuller, Garrett, Gere, Graham, Grant, Grisham, Hall, Hamilton, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Ingle, Kendrick, Kimbrough, Langdon, May, Moren, Moragne, Muldon, McAdory, McCall, Nevill, Orme, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Shackelford, Shealy, Shorter, Simpson, Smith of Antanga, Swan, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—59.

Nays—Messrs. Branch, Clark, Goree, Glover, Hunt, Porter, Tingle, Underwood of Colbert, Williams—9.

Mr. Hawkins of Jefferson, moved to reconsider the vote by which the bill, H. B. 711, passed, and further moved to lay that motion on the table, which latter motion was carried.

On motion of Mr. Hawkins of Jefferson, the bill, H. B. 711, was ordered forthwith to the Senate without engrossment.

## MESSAGE FROM THE GOVERNOR.

EXECUTIVE OFFICE,

MONTGOMERY, ALA., Feb. 14, 1883.

*Mr. Speaker :*

The Governor has approved the following bills which originated in the House :

H. B. 44. To amend an act for the preservation of game animals and birds in the counties of Mobile, Monroe, Marengo, Baldwin, Dallas, Lowndes, Hale, Montgomery, Pickens, Bibb, Clark, Greene, Wilcox, Pike, Talladega, Autauga, Chilton, Clay and Jefferson, approved February 13, 1879, so far as the same is applicable to the counties of Greene and Pickens ;

H. B. 96. To incorporate the Mountain Mills Manufacturing and Railroad Company ;

H. B. 481. To authorize the boards of directors of the State Normal School and University for the colored race at Mariou, Perry county, to appropriate and expend certain educational funds in the repairing, improving and enlarging the buildings of said normal school and university ;

H. B. 671. To authorize the superintendent of township 5, range 12 west, in Colbert county, to sell certain lands.

W. G. HUTCHESON,  
Recording Secretary.

On motion of Mr. Hammond, the bills, H. B. 39, and H. B. 564, were withdrawn from the committee on local legislation, and re-committed to the committee on public printing, and the bill, H. B. 452, was withdrawn from the committee on judiciary, and re-committed to the committee on public printing.

## REPORTS.

Mr. Beck, of Wilcox, by leave, from committee on local legislation, reported favorably to the bill—

H. B. 719. To authorize Jno. A. Lile, J. Council Baker, J. N. Wade, securities of S. M. Smith, tax collector of Morgan county, for the years 1875, 1876, and 1877, to collect the unpaid taxes for said years for the purpose of reimbursing themselves for money paid the State ;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 52, nays 0.

Yeas—Messrs. Speaker, Aderholt, Armstrong, Adkison, Avent, Avery, Baker, Beck of Wilcox, Berry, Brewer, Brown of Tuscaloosa, Carmichael, Crawford, Dowling, Edwards, Ferrell, Fuller, Garrett, Grant, Grisham, Hammond, Hawkins of Shelby, Hogue, Hunt, Kendrick, Kimbrough, Langdon, May, Moren, Muldon, McAdory, McCall, McMillan, Porter, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Shackelford, Shealy, Shorter, Swan, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Wood, Wharton, Whitt—52.

The bill was ordered forthwith to the Senate, without engrossment.

Mr. Simpson, from the committee on corporations, reported favorably to the bill—

S. B. 127. To amend an act to incorporate the Chewacla Lime Company, approved December 9, 1862, and to change the name thereof from Chewacla Lime Company to "The Chewacla Lime Works";

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 53, nays 0.

Yeas—Messrs. Speaker, Alexander, Armstrong, Adkison, Baker, Beck of Covington, Beck of Wilcox, Berry, Broyles, Carmichael, Clark, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Grant, Grisham, Hamilton, Hammond, Hogue, Hunt, John, Kimbrough, May, Moren, Muldon, McAdory, McCall, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Samford, Shackelford, Shealy, Shorter, Simpson, Smith of Antauga, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Wood, Wharton, Young of Marion, Young of Pickens—53.

Mr. Hamilton, from the committee on judiciary, reported favorably, with amendment to the bill—

H. B. 309. To amend an act entitled an act to amend an act entitled an act to amend section 5042 of the Code, approved February 13, 1879, approved December 8, 1880.

The amendment was adopted.

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 59, nays 0.

Yeas—Messrs. Speaker, Alexander, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox,

Berry, Brown of Tuscaloosa, Carmichael, Crawford, Dunklin, Ferrell, Fuller, Garrett, Glover, Grant, Grisham, Hamilton, Hammond, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kimbrough, Langdon, May, Moren, Moragne, Muldon, McAdory, McCall, McMillan, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Samford, Shackelford, Shealy, Simpson, Swan, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Wood, Wharton, Young of Marion, Young of Pickens—59.

On motion of Mr. Muldon, the bill was ordered forthwith to the Senate, without engrossment.

Also, from same committee, reported an amendment, by way of substitute, to the bill—

H. B. 512. To amend sections 2597, 2598, 2600, 2568, 2569, 2574, 2575 and 2614 of the Code of Alabama;

The substitute was adopted;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 50, nays 2.

Yeas—Messrs. Speaker, Aderholt, Alexander, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Brewer, Brown of Tuscaloosa, Broyles, Crawford, Dunklin, Fuller, Garrett, Grant, Grisham, Hamilton, Hammond, Hawkins of Shelby, Hunt, Ingle, John, Kimbrough, McCall, McMillan, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Samford, Shealy, Shorter, Swan, Underwood of Franklin, Vines, Walker, Watlington, Williams, Wood, Wharton, Whitt, Young of Marion—50.

Nays—Messrs. Glover, and Underwood of Colbert—2.

The title of the bill was so amended as to conform to the amendment.

On motion of Mr. Berry, the bill was ordered forthwith to the Senate, without engrossment.

Mr. Shackelford, from committee on temperance, reported favorably, with amendment, to the bill—

H. B. 428. To limit the amount of spirits prescribed by physicians in Franklin county, State of Alabama;

The amendment was adopted;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 56, nays 0.

Yeas—Messrs. Speaker, Alexander, Armstrong, Adkison, Avent, Avery, Beck of Wilcox, Brewer, Broyles, Carmichael, Clark, Crawford, Fuller, Goree, Glover, Grabam, Grant, Griffin, Hammond, Hawkins of Shelby, Hogue,

Hunt, Kendrick, Kimbrough, May, Moren, Moragne, McAdory, McCall, McMillan, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Samford, Shackelford, Shealy, Shorter, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—56.

The bill was ordered forthwith to the Senate, without engrossment.

Mr. Powell, from committee on education, reported favorably, with amendment, to the bill—

H. B. 560. To establish a separate school district, to be known as the Gadsden public school district;

The amendment was adopted;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 57, nays 0;

Yeas—Messrs. Speaker, Alexander, Adkison, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Branch, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Crawford, Dunklin, Edwards, Ferrell, Fuller, Garrett, Goree, Glover, Grant, Grisham, Hamilton, Hawkins of Shelby, Hogue, Hunt, Kendrick, Kimbrough, Langdon, May, Moragne, McAdory, McCall, Nevill, Orme, Porter, Purifoy, Raisler, Reynolds of Talladega, Russell, Samford, Shackelford, Shealy, Shorter, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Wharton, Whitt, Young of Marion—57.

The bill was ordered forthwith to the Senate, without engrossment.

Mr. Shackelford, from the committee on temperance, reported favorably to the bill—

H. B. 773. To authorize an election to prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters, in the county of Lee;

The bill was ordered to a third reading forthwith; read a third time, and passed— yeas 58, nays 1.

Yeas—Messrs. Speaker, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Beck of Wilcox, Berry, Branch, Brown of Tuscaloosa, Carmichael, Clark, Crawford, Dowl- ing, Dunklin, Ferrell, Fuller, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Hall, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Moren, McAdory, McCall, Nevill, Powell, Purifoy, Raisler, Russell,

Samford, Shackelford, Shorter, Smith of Autauga, Swan, Tatum, Thagard, Underwood of Colbert, Underwood of Franklin, Viues, Walker, Watlington, Wood, Wharton, Whitt, Young of Marion, Young of Pickens---58.

Mr. Baker voted nay.

Mr. Branch offered the following resolution, which was laid over under the rules until to-morrow :

*Resolved by the House of Representatives*, That during the remainder of this session no local or special bill shall be reported or acted upon until all general bills are disposed of, and that this rule shall not be suspended, except by unanimous consent.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 14, 1883.

*Mr. Speaker :*

The Senate has originated and passed the following bill :  
s. b. 209. To raise a fund for the benefit of the fire companies in the city of Birmingham.

W. L. CLAY,  
Secretary.

The bill, s. b. 209, the title of which is set forth in the above message, was read once, and ordered to a second reading on to-morrow.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 14, 1883.

*Mr. Speaker:*

The Senate has originated and passed the following bill, and ordered the same forthwith to the House, without engrossment :

s. b. 241. To assist the University of Alabama, and the State Agricultural and Mechanical College, in furnishing additional room for students, and facilities for instruction.

W. L. CLAY,  
Secretary.

The bill, s. b. 241, the title of which is set forth in the above message, was read once, and ordered to a second reading on to-morrow.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 14, 1883.

*Mr. Speaker:*

The Senate has amended, as therein shown, and passed the bill:

H. B. 116. To make an additional appropriation to the public schools.

W. L. CLAY,  
Secretary.

The Senate amendment to the bill, H. B. 116, the title of which is set forth in the above message, was concurred in—yeas 58, nays 2.

Yeas—Messrs. Speaker, Alexander, Anderson, Adkison, Avery, Beck of Covington, Beck of Wilcox, Berry, Branch, Broyles, Carmichael, Clark, Dunklin, Fuller, Gere, Goree, Glover, Graham, Grant, Griffin, Hamilton, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Langdon, Moren, McAdory, McCall, McMillan, Orme, Porter, Powell, Purifoy, Raisler, Russell, Sanford, Shackelford, Shealy, Shorter, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Wood, Wharton, Whitt, Young of Macon, Young of Pickens—58.

Nays—Messrs. Moragne and Williams—2.

Mr. Beck of Wilcox, by leave, from committee on local legislation, reported favorably to the bill—

H. B. 620. To amend an act to amend section 5025 of the Code, so far as the same relates to the county of Blount;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 54, nays 0.

Yeas—Messrs. Speaker, Anderson, Adkison, Avery, Beck of Covington, Beck of Wilcox, Berry, Branch, Brewer, Broyles, Carmichael, Clark, Dowling, Dunklin, Fuller, Glover, Graham, Grant, Griffin, Hall, Hawkins of Shelby, Hogue, Hunt, John, Kendrick, Kimbrough, Moren, McAdory, McCall, McMillan, Nevill, Orme, Porter, Powell, Purifoy, Rais-



ler, Reynolds of Talladega, Russell, Samford, Shackelford, Shorter, Smith of Antanga, Swan, Tatum, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—54.

On motion of Mr. Wharton, the bill was ordered forthwith to the Senate, without engrossment.

#### BILLS ON SECOND READING.

The bills---

H. B. 902. To provide better security in the execution of official bonds, and to declare the legal effect of signing such bonds;

H. B. 905. To amend section 573 of the Code;

H. B. 907. To amend section 2043 of the Code;

H. B. 908. To amend section 70 of the Code;

H. B. 910. To repeal section 2126 of the Code;

S. B. 333. To amend section 7 of an act to confer additional jurisdiction upon the county court of Hale county, and to regulate proceedings therein, approved February 12, 1879;

Were severally read a second time and referred to the committee on judiciary.

The bills---

H. B. 913. To make an appropriation for the purpose of making necessary additions and accommodations for the keeping and filing of the books, records and papers, and property of the State, in the offices of Secretary of State and State Treasurer;

H. B. 904. To revive and continue in force the charter of the Chickasaw, Birmingham and Tuscaloosa Railroad Mining and Manufacturing Company, a company chartered under the general law, and empowered to mine and manufacture, and also to fix the rate of passenger transportation, by an act approved March 6, 1875;

Were severally read the second time and referred to the committee on mining and manufactures.

The bills---

H. B. 924. For the relief of O. A. Van Hook, of Lawrence county;

H. B. 911. To enable the township superintendent of education of T. 16, R. 17, Montgomery county, and the county superintendent of education of said county, to sell the

public school property of said school district, located in the city of Montgomery, and to re-invest the proceeds thereof;

H. B. 903. For the relief of T. C. Spraggins, of Lawrence county;

S. B. 291. To create a separate school district of certain fractional townships in Dallas county;

S. B. 287. To incorporate Dayton Academy;

S. B. 259. To authorize M. T. Moody, township superintendent of township 13, range 10, Cullman county, or his successor in office, to sell certain school property in the town of Cross Plains, and re-invest the proceeds in other school property in said town;

S. B. 300. To constitute the town of Jacksonville, in Calhoun county, a separate school district;

S. B. 245. To constitute the town of Tuskegee a separate school district;

Were severally read the second time and referred to the committee on education.

The bills---

S. B. 272. To provide for the current expenses of Pickens county during the vacancy of tax collector for said county;

S. B. 179. For the relief of the tax assessor of Pickens county;

H. B. 918. To provide for the registration and compromise of the claims against the fine and forfeiture fund of the county of Wilcox;

H. B. 917. To fix the fees of witnesses in criminal cases, in the county of Wilcox;

H. B. 916. To make the hire of convicts of the county of Wilcox, a part of the fine and forfeiture fund of said county;

Were severally read the second time and referred to the committee on ways and means.

The bills---

S. B. 261. To amend section 1 of an act for the preservation of game animals and birds in the counties of Mobile, Monroe, &c., approved 13th February, 1879;

S. B. 318. To protect the lands, crops, and other property of J. W. Sparrow, of Barbour county, from depredations of stock belonging to parties residing in the stock-law district, in said county, by including the lands of said Sparrow in the stock-law district;

H. B. 919. For the relief of Dr. Hugh T. Fountain;

H. B. 921. To authorize the court of county commission-

ers of Marshall county, to establish a free ferry across the Tennessee river at Gunter's landing, or within three miles thereof;

Were severally read the second time and referred to the committee on local legislation.

The bills—

H. B. 925. To prohibit the sale, giving away, or otherwise disposing of alcoholic, vinous or malt liquors, within beat No. 2, in Lee county, Alabama;

H. B. 923. To prohibit the sale, giving away, or otherwise disposing of any spirituous, vinous or malt liquors, or any intoxicating beverages, within five miles of Asbury church, beat No. 8, Calhoun county, Alabama;

H. B. 922. To repeal an act entitled an act to prohibit the sale or otherwise disposing of intoxicating beverages, within one mile of the court house, in Marshall county;

Were severally read the second time and referred to the committee on temperance.

The bills—

H. B. 913. For the relief of officers of court;

H. B. 914. For the relief of Miss Jessie Daughtry, of Dale county;

Were severally read the second time and referred to the committee on accounts and claims.

The bill—

H. B. 906. To punish persons constructing or repairing railroads, who throw timber or other obstructions into, or across streams and culverts;

Was read the second time and referred to the committee on public roads and highways.

The bills—

H. B. 912. To provide a fund for the support of the supreme court library, without appropriations from the treasury;

H. B. 920. To amend section 1 of an act to regulate the compensation of sheriffs for the removal of prisoners, approved March 1, 1881;

Were severally read the second time and referred to the committee on fees and salaries.

The bills—

S. B. 337. To incorporate the Chicago, Selma and Mobile railroad;

S. B. 273. To incorporate the town of Fort Deposit, in the county of Lowndes;

S. B. 282. To incorporate the Morgan county co-operative Association, Patrons of Husbandry No. 367 ;

S. B. 252. To incorporate the Uniontown and Newbern railroad company ;

Were severally read the second time and referred to the committee on corporations.

The bill---

H. B. 909. To change the boundary lines of Blount, Cullman and Walker counties ;

Was read the second time and referred to the committee on counties and county boundaries.

#### BILLS ON FIRST READING.

By leave, bills were introduced :

By Mr. Avery---

H. B. 926. To secure the payment of money due for the hire of county convicts ;

By Mr. Moren---

H. B. 927. To amend paragraph 2 of section 494, of the Code ;

By Mr. Glover---

H. B. 928. To authorize licensed druggists and doctors to sell vinous and malt liquors and intoxicating bitters as a medicine, in the town of Belfontaine, in Jackson county ;

By Mr. Wood---

H. B. 929. To punish criminal provocation ;

Which were severally read once and ordered to a second reading on to-morrow.

Mr. Tingle presented a petition which was referred to the committee on privileges and elections.

The House adjourned until 4 o'clock p. m.

#### AFTERNOON SESSION.

The House met pursuant to adjournment.

Leave of absence was granted Mr. Clayton.

#### REPORTS FROM STANDING COMMITTEES.

Mr. Hawkins, of Barbour, from the committee on agriculture, reported favorably to the bill--

S. B. 298. To amend section 3 and 4 of an act to authorize the commissioners court, or court, or board of county revenue, of the counties of Marengo, Sumter, Montgomery, Hale, Dallas, Autauga, Wilcox, Lowndes, Russell, Monroe, Lawrence and Perry, to establish or abolish districts in which stock may be prevented from running at large, approved February 28, 1881, so far as the same relates to Russell county;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 66, nays 0.

Yeas---Messrs. Speaker, Aderholt, Anderson, Armstrong, Adkison, Avery, Baker, Beck of Covington, Berry, Burnett, Branch, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Clayton, Crawford, Dowling, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Grisham, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hogue, Ingle, Kendrick, Kimbrough, May, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Orme, Porter, Powell, Raisler, Reynolds of Talladega, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Underwood of Colbert, Underwood of Franklin, Walker, Watlington, Williams, Wood, Whitt, Young of Marion, Young of Pickens---66.

Also, from same committee, reported favorably to the bill---

H. B. 97. To prevent the change or mutilation of marks, brands or numbers on cotton, by warehousemen and others;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 80, nays 0.

Yeas---Messrs. Speaker, Aderholt, Alexander, Armstrong, Avent, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Graham, Grant, Grisham, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, John, Jones, Kendrick, Kimbrough, Langdon, May, Moren, Muldon, McAdory, McIntyre, McCall, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Randle, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Sanford, Tatum, Tingle, Tbagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker,

Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens---80.

Also, from same committee, reported favorably, with an amendment, by way of substitute, to the bill--

H. B. 502. To establish a Department of Agriculture for the State of Alabama ;

On motion of Mr. Langdon, consideration of the substitute was postponed, and made special order for 11 o'clock Friday, and 150 copies ordered printed.

Also, from same committee, reported favorably to the bill---

H. B. 901. To prohibit the hiring of county convicts outside of, or beyond the limits of Dallas county ;

On motion of Mr. Berry, the title was amended by adding: "And to provide for the distribution of the hire of said convicts ;

The bill was ordered to a third reading forthwith, read a third time and passed---years 35, days 26.

Yeas---Messrs. Anderson, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Carmichael, Crawford, Edwards, Ferrell, Fuller, Garrett, Goree, Hawkins of Barbour, Hawkins of Shelby, Ingle, Kimbrough, McAdory, McIntyre, McCall, McMillan, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Shorter, Sanlord, Tingle, Underwood of Colbert, Underwood of Franklin, Williams---35.

Nays---Messrs. Aderbolt, Alexander, Browne of Talladega, Brown of Tuscaloosa, Clark, Gere, Grant, Hammond, Hawkins of Jefferson, John, Langdon, May, Nevill, Orme, Reynolds of Talladega, Russell, Shackelford, Simpson, Smith of Autauga, Swan, Tutam, Walker, Wallington, Wood, Whitt, Young of Marion---26.

On motion of Mr. Berry, the bill was ordered forthwith to the Senate, without engrossment.

Also, from same committee, reported favorably to the bill---

H. B. 640. To secure medical aid, and to secure payment therefor ;

Mr. Browne of Talladega, moved to lay the bill on the table, which motion was carried.

Also, from same committee, reported favorably, with amendment to the bill---

H. B. 615. To amend section 1562 of the Code (where advertising estrays in newspapers) ;

The amendment was lost.

The House refused to order the bill to a third reading.

Also, from same committee, reported favorably to the bill---

H. B. 392. To prevent stock, in a certain event, from running at large in Chambers county, and to provide for the enforcement of the same;

The bill was ordered to a third reading forthwith, read a third time and passed--yeas 52, nays 1.

Yeas--Messrs. Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Berry, Browne of Talladega, Brown of Tuscaloosa, Broyles, Fuller, Garrett, Goree, Glover, Grant, Grisham, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Kendrick, Kimbrough, Langdon, May, McAdory, McIntyre, McCall, Nevill, Porter, Powell, Puriloy, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Shealy, Shorter, Simpson, Smith of Antanga, Swan, Tatum, Underwood of Franklin, Vines, Walker, Williams, Wood, Whitt, Young of Marion--52.

Mr. John voted nay.

Also, from same committee, reported favorably, with amendment to the bill---

H. B. 869. To amend section 4419 of the Code, and to punish trespassers,

The amendment was adopted.

The bill was ordered to a third reading forthwith, read a third time and lost--yeas 3, nays 52.

Mr. Wood, by leave, from special committee, reported a substitute to the bill---

H. B. 477. To divide the State of Alabama into nine judicial circuits, and elect a circuit judge and solicitor;

The bill was made the special order, for 12 m. on Friday next.

On motion of Mr. John, the bill, H. B. 289, was taken up, and made the special order for 12 m. on Saturday next.

Mr. Hawkins, of Barbour, from the committee on agriculture, reported favorably, with amendment, amending the title to the bill--

H. B. 278. To amend section 3496 of the Code, and to authorize an attachment, to enforce the same, in reference to stallions, jacks, bulls, boars and rams;

The amendment, amending the title, was adopted.

Mr. Berry moved to amend, by including "ram goat" in the provisos of the bill, which was adopted.

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 56, nays 10.

Yeas---Messrs. Aderholt, Anderson, Armstrong, Avent, Avery, Beck of Wilcox, Berry, Branch, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Clark, Crawford, Dowling, Ferrell, Garrett, Gere, Goree, Glover, Grant, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, May, Muldon, McAdory, McCall, McMillan, Nevill, Powell, Purifoy, Reynolds of Talladega, Samford, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tatum, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Whitt, Young of Marion, Young of Pickens—56.

Nays---Messrs. Speaker, Alexander, Adkison, Baker, Glover, Griffin, Morague, Raisler, Russell, Williams--10.

#### MESSAGE FROM THE SENATE.

#### SENATE CHAMBER,

February 14, 1883.

*Mr. Speaker :*

The Senate has originated and passed the bill—

S. B. 297. To further regulate the trial of misdemeanors in Madison county ;

And has passed the bill—

H. B. 333. To amend an act to establish a normal school for colored teachers at Tuskegee, approved February 10, 1881.

W. L. CLAY,  
Secretary.

The bill, S. B. 297, the title of which is set forth in the above message, was read once and ordered to a second reading on to-morrow.



## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 14, 1883.

*Mr. Speaker :*

The Senate has passed, without amendment, the following House bill :

H. B. 708. To repeal an act to incorporate the town of Waterloo, in Lauderdale county, approved February 26, 1872 ;

And has originated and passed the following bills, and ordered the same forthwith to the House without engrossment :

S. B. 203. To amend the charter of the town of Greensboro, and to confer additional powers and duties on the mayor and council of Greensboro ;

S. B. 234. To require persons whose claims against Sumter county have been allowed by the commissioners court thereof, against the general fund of said county, to draw their warrants for the amount within six months ;

S. B. 266. To amend an act to incorporate the town of Scottsboro, approved January 20, 1870 ;

S. B. 272. To amend section 5 of an act to establish a new charter for the city of Demopolis, approved March 28, 1873.

W. L. CLAY,  
Secretary.

The bills, S. B. 203, S. B. 234, S. B. 266, S. B. 274, the titles of which are set forth in the above message, were severally read once and ordered to a second reading on to-morrow.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 14, 1883.

*Mr. Speaker :*

The Senate has passed without amendment, the bill—

H. B. 346. To incorporate the Society of Alumnae of the Judson Female Institute, located at Mariou, Perry county ;

H. B. 784. To repeal an act to authorize the court of

county commissioners of Marengo county, to levy a special tax to build and repair bridges in said county, or to issue county treasury notes for that purpose, approved February 21, 1866;

H. B. 161. To regulate the fine and forfeiture fund of St. Clair county

And has originated and passed the following bills:

s. B. 294. To make the clerk of the circuit court of Bibb county, ex-officio clerk of the county court;

s. B. 378. To re-arrange the times of holding the courts of the eastern chancery division of this State;

s. B. 369. To authorize the court of county commissioners or commissioners of revenue, of the several counties of this State, to appoint a special county surveyor;

s. B. 314. To amend an act to amend section I of an act to define the corporate limits of the city of Wetumpka;

And ordered the same forthwith to the House without engrossment.

W. L. CLAY,  
Secretary.

The bills, s. B. 294, s. B. 378, s. B. 369, s. B. 314, the titles of which are set forth in the above message, were severally read once and ordered to a second reading on to-morrow.

On motion of Mr. Wood, the House adjourned until 10 o'clock to-morrow.

## FORTY-FOURTH DAY.

HOUSE OF REPRESENTATIVES,

THURSDAY, February 15, 1883.

The House met pursuant to adjournment.

Prayer by Rev. Dr. Andrew.

### ROLL CALL.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Burnett, Brewer, Browne of Talla-

dega, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Langdon, May, Moren, Morague, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—90.

The journal of yesterday was read and approved.

Mr. Branch and Mr. Harris were granted leave of absence, on account of sickness.

#### ENGROSSED BILLS.

##### HOUSE OF REPRESENTATIVES,

February 14, 1883.

*Mr. Speaker:*

The committee on engrossed bills have examined the following bills, and find them correctly engrossed, viz :

H. B's. Nos. 278, 392, 584, 773, 756.

C. C. SHORTER,  
Chairman.

#### ENROLLED BILLS.

Mr. Browne, from the committee on enrolled bills, reported as correctly enrolled the following bills, and the Speaker, in the presence of the House, immediately after their titles had been public read, signed said bills, viz :

H. B. 423. To incorporate the inhabitants and territory formerly embraced within the corporate limits of the municipal corporation, since dissolved, styled the City of Selma, and to establish a local government therefor ;

H. B. 784. To repeal an act to authorize the court of county commissioners of Marengo county, to levy a special

tax to build and repair bridges in said county, or to issue county treasury notes for that purpose, approved February 21, 1866;

H. B. 483. To regulate the fine and forfeiture fund of Tuscaloosa county;

H. B. 386. To regulate the weight of a bushel of cotton seed;

H. B. 531. To amend an act entitled an act to establish a new charter for the town of Marion, in the county of Perry, approved February 16, 1870;

H. B. 708. To repeal an act to incorporate the town of Waterloo, in Lauderdale county, approved February 26, 1872;

#### MESSAGE FROM THE SENATE.

#### SENATE CHAMBER,

February 15, 1883.

*Mr. Speaker:*

The President has, in the presence of the Senate, signed the following bills, to which your signature is requested:

s. B. 187. To remove the estate of Mary A. Harrell, deceased, from Butler county to Lowndes county;

s. B. 298. To amend sections 3 and 4 of an act to authorize the court, or court or board of county revenues of the counties of Marengo, Spunter, Montgomery, Hale, Dallas Antanga, Wilcox, Lowndes, Russell, Monroe, Lawrence and Perry, to establish or abolish districts in which stock may be prevented from running at large, approved February 28th, 1881, so far as the same relates to Russell county;

s. B. 127. To amend an act to incorporate the Chewacla Lime Company, approved December 9, 1862, and to change the name thereof from Chewacla Lime Company to "The Chewacla Lime Works."

W. L. CLAY,  
Secretary.

The Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills.

On motion of Mr. Powell, the bill, H. B. 901, which passed the House yesterday, the Senate was requested to return said bill.

Mr. Edwards moved that the Senate return the bill, H. B. 773, which passed the House on yesterday;

Which motion was lost.

Mr. Hamilton, by leave, from the committee on judiciary, reported favorably to the bill--

H. B. 546. To regulate the trial of misdemeanors in the county of Macon;

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 68, nays 0.

Yeas---Messrs. Speaker, Aderholt, Alexander, Armstrong, Adkison, Avery, Beck of Covington, Beck of Wilcox, Berry, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Crawford, Dowling, Dunklin, Fuller, Gere, Goree, Glover, Graham, Grant, Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kimbrough, Langdon, May, Moren, McAdory, McIntyre, McCall, McMillan, Orme, Porter, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tatum, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion---68.

On motion of Mr. Hamilton, the bill was ordered forthwith to the Senate, without engrossment.

Also, from same committee, reported favorably to the bill---

H. B. 831. To relieve Olandia Shaw, of Macon county, from the bonds of matrimony;

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 63, nays 1.

Yeas---Messrs. Speaker, Alexander, Armstrong, Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Bibb, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Crawford, Edwards, Ferrell, Fuller, Gere, Goree, Glover, Grant, Griffin, Grisham, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Langdon, May, Moren, Moragne, McIntyre, McMillan, Nevill, Orme, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Shealy, Shorter, Smith of Autauga, Tatum, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Wharton, Whitt, Young of Marion---63.

Nay---Mr. Hall---1.

On motion of Mr. Hamilton, the bill was ordered forthwith to the Senate, without engrossment.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE OFFICE,

MONTGOMERY, ALA., Feb. 15, 1883.

*Mr. Speaker :*

The Governor has approved the following bill, which originated in the House :

H. B. 661. To authorize the investment of certain revenues in the adjustment and settlement of the indebtedness of the counties of Chambers, Lee, Pickens, Randolph and Tallapoosa, incurred on account of stock subscribed to railroad companies.

W. G. HUTCHESON,  
Recording Secretary.

MESSAGE FROM THE SENATE

SENATE CHAMBER,

February 15, 1883.

*Mr. Speaker :*

The Senate has passed, without amendment, the bill :

H. B. 578. To amend an act to establish a new charter for the city of Birmingham, approved March 1, 1881 ;

And has amended, as therein shown, and passed the bill—

H. B. 701. To amend an act to incorporate the Southern University, at Greensboro, in the county of Greene, and for other purposes, passed January 25th, 1856 ;

And has originated and passed the bill—

S. B. 93. To establish a normal school for the education of white male and female teachers at Jacksonville, in Calhoun county ;

And returns, by request, the bill—

H. B. 901. To prohibit the hiring of county convicts outside of or beyond the limits of Dallas county.

WM. L. CLAY,  
Secretary.

The bill, s. B. 93, the title of which is set forth in the above message, was read once, and ordered to a second reading on to-morrow.

The House concurred in the Senate amendment to the bill—

H. B. 701. To amend an act to incorporate the Southern University, at Greensboro, in the county of Greene, and for other purposes, passed January 25, 1856;

Yeas 68, nays 0.

Yeas—Messrs. Speaker, Aderholt, Anderson, Armstrong, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Burnett, Branch, Brewer, Browne of Talladega, Broyles, Clayton, Crawford, Dowling, Dnuklin, Ferrell, Fuller, Garrett, Gere, Glover, Grant, Grisham, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Moren, Moldon, McAdory, McCall, Orme, Porter, Powell, Purifoy, Ratsler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tatum, Thagard, Underwood of Colbert, Vines, Walker, Watlington, Williams, Willett, Wood, Whitt, Young of Marion—68.

#### SPECIAL ORDER.

On motion of Mr. Hawkins of Barbour, the special order, which was the consideration of the bill, H. B. 504, was taken up, and made the special order for 12 m. on Monday next.

Mr. Powell moved to reconsider the vote by which the bill—

H. B. 901. To prohibit the hiring of county convicts outside of, or beyond the limits of Dallas county;

The motion to reconsider was carried;

The bill was ordered to a third reading forthwith; read a third time and lost—yeas 24, nays 37.

Mr. Shackelford, from the committee on temperance, reported favorably to the bill—

H. B. 642. To repeal an act to prohibit the sale and giving away, of whisky, or other intoxicating liquors, within six miles of the Baptist church, in the village of McKinley, in Marengo county;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 65, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Adkison,

Avent, Beck of Wilcox, Bibb, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Crawford, Dowling, Dunklin, Edwards, Fuller, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Hall, Hammond, Hawkins of Barbour, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Langdon, May, Moren, Moragne, McAdory, McIntyre, McCall, McMillan, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Shealy, Shorter, Simpson, Smith of Autauga, Tingle, Underwood of Colbert, Vines, Walker, Williams, Willett, Wood, Wharton, Whitt, Young of Marion—65.

The bill was ordered forthwith to the Senate, without engrossment.

Also, from same committee, reported favorably to the bill—

H. B. 376. To prohibit the sale, or other disposition, of spirituous, vinous or malt liquors, except in certain cases, in Perryville beat, Perry county;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 56, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Avent, Avery, Browne of Talladega, Carmichael, Crawford, Dunklin, Ferrell, Fuller, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Hall, Hammond, Hawkins of Barbour, Hawkins of Shelby, Hogue, Hunt, John, Kimbrough, Moren, McAdory, McCall, Nevill, Orme, Porter, Powell, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Shackelford, Shealy, Shorter, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—56.

The bill was ordered forthwith to the Senate, without engrossment.

Also, from same committee, reported favorably to the bill—

H. B. 667. To repeal an act to prohibit the sale, giving away, or otherwise disposing of, alcoholic, vinous, or other malt liquors, within three miles of the Baptist church of Garland, in Butler county;

The bill was ordered to a third reading forthwith, read a third time, and passed—yeas 56, nays 0.

Yeas—Messrs. Aderholt, Alexander, Armstrong, Adkison, Avent, Avery, Beck of Wilcox, Bibb, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Dunklin,



Gere, Goree, Glover, Grant, Grisham, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Kimbrough, May, McAdory, McIntyre, McCall, McMillan, Nevill, Porter, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Sanford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Colbert, Vines, Walker, Williams, Willert, Wood, Wharton, Whitt, Young of Marion—56.

The bill was ordered forthwith to the Senate, without engrossment.

Mr. Beck of Wilcox, from the committee on local legislation, reported favorably to the bill---

H. B. 618. To provide for the compensation of sheriffs in 7th judicial circuit, for attendance upon chancery and circuit courts;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 51, nays 0.

Yeas—Messrs. Alexander, Armstrong, Adkison, Beck of Covington, Burnett, Brown of Talladega, Brown of Tuscaloosa, Carmichael, Dowling, Edwards, Gere, Goree, Glover, Graham, Grant, Grisham, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, May, Moren, McAdory, McIntyre, McCall, Nevill, Porter, Powell, Purifoy, Raisler, Russell, Sanford, Shealy, Simpson, Smith of Autauga, Swan, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Williams, Wharton, Whitt, Young of Marion---51.

The bill was ordered forthwith to the Senate, without engrossment.

Also, from same committee, reported favorably to the bill---

H. B. 563. To repeal an act to amend section 1633 of the Code of Alabama, approved February 13, 1879, Acts 1878 and 1879, page 77, so far as the same relates to Blount, St. Clair and Etowah counties;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 51, nays 0.

Yeas—Messrs. Aderbolt, Alexander, Armstrong, Adkison, Avent, Avery, Beck of Wilcox, Berry, Bibb, Burnett, Brown of Talladega, Brown of Tuscaloosa, Clark, Dowling, Ferrell, Garrett, Goree, Glover, Grant, Hammond, Hawkins of Barbour, Hawkins of Shelby, Ingle, Kendrick, Kimbrough, May, Muldon, McCall, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Sanford, Shackelford,

Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens---51.

The bill was ordered to the Senate forthwith without engrossment.

Mr. Powell, from committee on education, by leave, reported favorably to the bill—

H. R. 911. To enable the township superintendent of education of township 16, range 17, Montgomery county, and the county superintendent of education of said county, to sell the public school property of said school district, located in the city of Montgomery and re-invest the proceeds thereof;

Mr. Graham offered an amendment, which was adopted, and the title was so amended as to conform therewith.

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 59, nays 0.

Yeas—Messrs. Speaker, Aderhult, Alexander, Anderson, Armstrong, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Burnett, Brown of Tuscaloosa, Carmichael, Clark, Edwards, Ferrell, Gere, Goree, Glover, Graham, Grant, Grisham, Haden, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Ingle, Kendrick, Kimbrough, Moren, McAdory, McIntyre, McCall, McMillan, Nevill, Orme, Porter, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Shackelford, Shealy, Simpson, Smith of Autauga, Swan, Tingle, Underwood of Colbert, Vines, Watlington, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens---59.

On motion of Mr. Graham, the bill was ordered forthwith to the Senate without engrossment.

Mr. Brown of Tuscaloosa, from the committee on ways and means, by leave, reported favorably an amendment, in the nature of a substitute, to the bill—

H. R. 724. To regulate the mode of collecting taxes of Marshall county;

The substitute was adopted;

The title was amended to correspond therewith;

The bill was ordered to a third reading forthwith; read a third time and passed—yeas 67, nays 1.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Beck of Wilcox, Bibb, Burnett, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clark, Crawford, Dunklin, Edwards, Ferrell, Fuller,

Garrett, Gere, Glover, Grant, Griffin, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Ingle, John, Kimbrough, May, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Orne, Puriloy, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Shackelford, Shorter, Simpson, Smith of Antanga, Swan, Tatum, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens—67.

Mr. Goree voted nay.

The bill was ordered forthwith to the Senate, without engrossment.

Mr. Muldon, from the committee on appropriations, by leave, reported favorably an amendment, in the nature of a substitute, to the bill—

H. B. 690. To refund to R. H. Little, R. M. Pillgreen and H. N. Mostillo, of Shelby county, Alabama, certain moneys paid out by them for license to deal in lager beer;

The substitute was adopted;

The bill was ordered to a third reading forthwith; read a third time and passed—yeas 67, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Avent, Avery, Baker, Beck of Covington, Burnett, Brewer, Browne of Talladega, Carmichael, Clark, Crawford, Dunklin, Edwards, Fuller, Garrett, Goree, Glover, Grant, Grisham, Hall, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, John, Kendrick, Kimbrough, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Orne, Powell, Puriloy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Shackelford, Shealy, Shorter, Simpson, Smith of Antanga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—67.

Ordered forthwith to the Senate, without engrossment.

Mr. Beck of Wilcox, from committee on local legislation, by leave, reported favorably to the bill—

H. B. 691. To make Newton Eddings a citizen of Shelby county, Alabama;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 62, nays 0.

Yeas—Messrs. Speaker, Aderholt, Anderson, Avery, Baker, Beck of Covington, Berry, Branch, Brewer, Browne of Tal-

ladega, Broyles, Carmichael, Clark, Crawford, Dowling, Dunklin, Ferrell, Glover, Grant, Grillin, Grisham, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hunt, John, Kimbrough, Langdon, Moren, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Shackelford, Shealy, Shorter, Smith of Antanga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Willett, Wood, Wharton, Young of Marion---62.

# MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 15, 1883.

*Mr. Speaker :*

The Senate has originated and passed the bill---

s. b. 223. To establish a State Normal School for the education of white female teachers and students, at Livingston, Sumter county.

W. L. CLAY,  
Secretary.

The bill, s. b. 223, the title of which is set forth in the above message, was read once and ordered to a second reading on to-morrow.

Mr. Powell, from committee on education, by leave, reported favorably to the bill—

n. b. 859. To amend sub-division one (1) of section 13, of article 3, of the act to organize and regulate a system of public instruction for the State of Alabama;

The bill was ordered to a reading forthwith, and read a third time.

On motion of Mr. Hamilton, the vote by which the bill was ordered to a third reading, was reconsidered.

On motion of Mr. Hamilton, the county of Mobile was excepted from the provisions of the bill.

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 68, nays 1.

Yeas—Messrs. Speaker, Alexander, Anderson, Arent, Avery, Beck of Covington, Beck of Wilcox, Berry, Burnett, Brewer, Brown of Tuscaloosa, Carmichael, Clark, Crawford,

Dowling, Dunklin, Edwards, Ferrell, Fuller, Gere, Goree, Glover, Graham, Grant, Griffin, Hall, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Harris, Hogue, Ingle, Kendrick, Kinbrough, Moren, Moragne, McAdory, McIntyre, McCall, McMillan, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Shackelford, Shorter, Simpson, Smith of Antanga, Swab, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Williams, Willett, Wood, Whitt, Young of Marion, Young of Pickens---68.

Mr. Bibb voted nay.

Mr. Powell, from the committee on education, by leave, reported favorably to the bill---

H. B. 772. To form a separate school district in the territory east of Shoal creek, in township 2, range 10 west, in the county of Lauderdale ;

The bill was ordered to third reading forthwith, read a third time and passed---yeas 68, nays 0.

Yeas---Messrs. Speaker, Alexander, Adkison, Avent, Avery, Baker, Beck of Wilcox, Berry, Bibb, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Crawford, Dowling, Dunklin, Ferrell, Fuller, Garrett, Gere, Goree, Graham, Grant, Griffin, Grisham, Hall, Hammond, Hawkins of Barbour, Harris, Hogue, Hunt, Ingle, John, Kendrick, Kinbrough, Langdon, May, Moragne, McAdory, McIntyre, McCall, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Shackelford, Shealy, Shorter, Simpson, Smith of Antanga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Williams, Willett, Wood, Whitt, Young of Marion---68.

The bill was ordered to the Senate forthwith, without engrossment.

Also, from same committee, reported favorably to the bill---

H. B. 841. To constitute the town of Decatur a separate school district ;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 65, nays 0.

Yeas---Messrs. Speaker, Alexander, Armstrong, Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Bibb, Brown of Tuscaloosa, Broyles, Clark, Crawford, Dunklin, Fuller, Gere, Goree, Grant, Griffin, Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of

Shelby, Harris, Hogue, Hunt, Ingle, John, Kimbrough, May, Moren, Moragne, McAdory, McCall, Nevill, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Shackelford, Shorter, Simpson, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion—65.

The bill was ordered forthwith to the Senate without engrossment.

Mr. Brown, of Tuscaloosa, from the committee on ways and means, by leave, reported favorably to the bill—

H. B. 834. To authorize the issue of a bond of Class A., in substitution of a bond numbered 2066 of the issue of bonds, under the act approved December 4, 1832, to establish a branch of the Bank of the State of Alabama, in the city of Mobile;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 57, nays 0.

Yeas—Messrs. Speaker, Anderson, Avery, Beck of Wilcox, Berry, Bibb, Burnett, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Dowling, Dunklin, Fuller, Garrett, Gere, Gore, Graham, Grant, Gisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kimbrough, Langdon, May, Moren, Moragne, McAdory, McCall, Nevill, Powell, Purifoy, Reynolds of Henry, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Underwood of Franklin, Vines, Walker, Watlington, Wood, Whitt, Young of Marion—57.

The bill was ordered forthwith to the Senate without engrossment.

Mr. Wood moved that the special order, the consideration of the bill—

H. B. 477. To divide the State into nine judicial circuits;

Be taken up, and acted upon at once, which motion was carried.

Mr. Beck, of Wilcox, offered an amendment, which was adopted.

Mr. Berry moved to lay the bill on the table, which motion was carried—yeas 51, nays 21.

Yeas—Messrs. Speaker, Alexander, Anderson, Adkison, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Carmichael, Clark, Dowling, Dunklin, Fuller,

Garrett, Gere, Goree, Glover, Grant, Grisham, Hall, Hogue, Hunt, Kendrick, Kimbrough, May, Moren, Morague, McCall, Nevill, Orme, Porter, Powell, Puriloy, Raisler, Reynolds of Henry, Russell, Shackelford, Shealy, Smith of Antanga, Swan, Tatum, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Williams, Young of Marion—51.

Nays—Messrs. Aderholt, Browne of Talladega, Brown of Tuscaloosa, Graham, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Ingle, John, McAdory, McMillan, Reynolds of Talladega, Sanford, Shorter, Simpson, Watlington, Willett, Wood, Wharton, Whitt—21.

Mr. Simpson, from the committee on corporations, by leave, reported favorably to the bill—

s. B. 1-10. To establish and incorporate the Scott academy at Scottsboro, in Jackson county;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 53, nays 0.

Yeas—Messrs. Aderholt, Avery, Beck of Covington, Beck of Wilcox, Bibb, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clark, Dowling, Dunklin, Fuller, Gere, Goree, Grant, Hall, Hammond, Hawkins of Barbour, Hawkins of Shelby, Hunt, Ingle, John, Kimbrough, May, Moren, McAdory, McCall, Orme, Porter, Powell, Puriloy, Raisler, Russell, Sanford, Shackelford, Shealy, Simpson, Smith of Antanga, Swan, Tatum, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Wharton, Whitt, Young of Marion, Young of Pickens—53.

On motion of Mr. Powell, the consideration of H. B. 324, was taken up and the consideration postponed until Saturday next, at 12 m.

On motion of Mr. Shorter, the consideration of the bill, s. B. 97, was taken up and the consideration postponed until to-morrow, immediately after reading of the journal.

Mr. Beck, of Wilcox, from the committee on local legislation, by leave, reported favorably an amendment, in the nature of a substitute, to the bill—

s. B. 79. To provide for the better working of public roads in Jackson county;

The substitute was adopted;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 52, nays 1.

Yeas—Messrs. Avery, Baker, Beck of Wilcox, Berry,

Bibb, Browne of Talladega, Brown of Tuscaloosa, Broyles, Clark, Dowling, Dunklin, Fuller, Glover, Graham, Grant, Grisham, Hall, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, John, Kimbrough, Langdon, May, Moragne, Muldon, McAdory, McCall, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Shackelford, Shorter, Simpson, Smith of Autauga, Swan, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Wood, Whitt, Young of Marion—52.

Mr. Edwards voted nay.

Mr. Brewer, from the committee on fees and salaries, reported favorably to the bill—

s. b. 54. To amend the last paragraph of section 5027 of the Code;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 57, nays 1.

Yeas—Messrs. Adairholt, Avery, Beck of Wilcox, Berry, Brewer, Browne of Talladega, Brown of Tuscaloosa, Clark, Dowling, Dunklin, Fuller, Gere, Glover, Graham, Grant, Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, John, Kimbrough, Moren, Moragne, Muldon, McAdory, McCall, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tatum, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Wharton, Whitt, Young of Marion—57.

Mr. Edwards voted nay.

Mr. Beck, of Wilcox, from the committee on local legislation, reported favorably to the bill—

H. B. 816. To render null and void the relation of husband and wife, heretofore existing between Sanders Biggins and Phillis Biggins;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 48, nays 4.

Yeas—Messrs. Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clark, Dunklin, Fuller, Gere, Glover, Graham, Grant, Grisham, Hall, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kimbrough, Langdon, McAdory, Nevill, Orme, Powell, Purifoy, Reynolds of Talladega, Samford, Shackelford, Shealy, Smith



of Autanga, Tatum, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion—48.

Nays—Messrs. Edwards, Moren, Moragne and Porter—4.

The bill was ordered to the Senate forthwith, without engrossment.

Mr. Shackelford, from the committee on temperance, by leave, reported favorably to the bill—

H. B. 383. To amend an act to prohibit the sale of vinous or spirituous liquors within eight miles of the court house at St. Stephens, in Washington county, approved February 22d, 1876;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 56, nays 4.

Yeas—Messrs. Speaker, Aderholt, Alexander, Baker, Beck of Wilcox, Brewer, Browne of Talladega, Broyles, Carmichael, Dowling, Dunklin, Fuller, Goree, Glover, Grant, Grisham, Hall, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kimbrough, Langdon, May, Moren, McAdory, McCall, Nevill, Orme, Porter, Powell, Puritoy, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Shackelford, Shealy, Simpson, Smith of Autanga, Swan, Tatum, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion—56.

Nays—Messrs. Berry, Bibb, Branch and Gere—4.

The bill was ordered forthwith to the Senate, without engrossment.

Also, from same committee, reported favorably, with amendment, to the bill—

H. B. 699. To prevent the sale of vinous, spirituous or malt liquors in the county of Choctaw, except by regularly licensed physicians, and to provide penalties for the violation thereof;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 52, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Adkison, Avery, Beck of Covington, Beck of Wilcox, Carmichael, Dowling, Dunklin, Gere, Goree, Glover, Grant, Grisham, Hammond, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, May, Moren, McAdory, McCall, Nevill, Orme, Porter, Powell, Puritoy, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Shackelford, Shealy, Simpson, Swan, Tatum, Tingle, Underwood of Col-

bert, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion—52.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 15, 1883.

*Mr. Speaker:*

The Senate concurs in the House amendment to the bill:  
S. B. 79. To provide for the better working of the public roads in Jackson county.

W. L. CLAY,  
Secretary.

On motion of Mr. Wood, the regular order was suspended for the consideration of

BILLS ON SECOND READING.

The bills—

S. B. 209. To raise a fund for the benefit of the fire companies in the city of Birmingham.

S. B. 266. To amend an act to incorporate the town of Scottsboro, approved January 20, 1870;

S. B. 274. To amend section 5 of an act to establish a new charter for the city of Demopolis, approved March 28, 1873;

S. B. 314. To amend an act to amend section 1 of an act to define the corporate limits of the city of Wetumpka;

Were severally read the second time, and referred to the committee on corporations.

The bills—

S. B. 369. To authorize the court of county commissioners or commissioners of revenue, of the several counties of this State, to appoint a special county surveyor;

S. B. 378. To re-arrange the times of holding the courts of the eastern chancery division of this State;

S. B. 294. To make the clerk of the circuit court of Bibb county, ex-officio clerk of the county court;

S. B. 203. To amend the charter of the town of Greensboro, and to confer additional powers and duties on the mayor and councilmen of Greensboro;

S. B. 297. To further regulate the trials of misdemeanors in Madison county ;

H. B. 926. To secure the payment of money due for the hire of county convicts ;

Were severally read the second time, and referred to the committee on the judiciary.

The bills—

S. B. 303. To prevent the pasturing of stock where there is no cross or division fence, in Cherokee, Etowah and St. Clair counties ;

S. B. 329. To better protect the citizens of Morgan county against mad or rabid dogs ;

Were severally read the second time, and referred to the committee on local legislation.

The bill—

H. B. 929. To punish criminal provocation ;

Was read the second time, and referred to the committee on penitentiary and criminal administration.

The bill—

S. B. 234. To require persons whose claims against Sumter county have been allowed by the commissioners court thereof, against the general fund of said county, to draw their warrant for the amount within six months ;

Was read the second time, and referred to the committee on accounts and claims.

The bills—

H. B. 927. To amend paragraph 2 of section 494, of the Code ;

H. B. 928. To authorize licensed druggists and doctors to sell vinous and malt liquors and intoxicating bitters as a medicine, in the town of Belfontaine, in Jackson county ;

Were severally read the second time, and referred to the committee on temperance.

The bill—

S. B. 241. To assist the State University of Alabama, and the State Agricultural and Mechanical College in furnishing additional room for students, and facilities for instruction ;

Was read the second time and referred to the committee on education.

The House adjourned until 4 o'clock p. m.

## AFTERNOON SESSION.

The House met pursuant to adjournment.

Mr. Samford, from the special committee on the bonded indebtedness of Lee, Chambers, Randolph, Tallapoosa and Pickens counties, reported a substitute for the bill—

s. B. 77. To provide for the collection of State taxes in counties having no qualified tax collectors, and to regulate the finances of such counties;

The substitute was adopted;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 55, nays 2.

Yeas—Messrs. Speaker, Aderholt, Anderson, Adkison, Avent, Baker, Beck of Covington, Beck of Wilcox, Berry, Brewer, Browne of Talladega, Broyles, Carmichael, Dowling, Dunklin, Ferrell, Fuller, Garrett, Gere, Goree, Graham, Grant, Grisham, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Kimbrough, Moren, McCall, Nevill, Orme, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Shackelford, Shealy, Shorter, Simpson, Swan, Tatum, Thaggard, Underwood of Franklin, Vines, Watlington, Willett, Wood, Whitt, Young of Marion, Young of Pickens—55.

Nays—Messrs. Bibb and Glover.

Mr. Garrett, by leave, offered a resolution, providing for the appointment of a joint committee, to consist of three on the part of the House, and two on the part of the Senate, to inquire what time the two Houses shall adjourn *sine die*, and report by resolution or otherwise;

The resolution was adopted.

Committee on part of the House, Messrs. Simpson, Hainilton and Garrett.

## REPORTS FROM STANDING COMMITTEES.

Mr. Hawkins of Jefferson, from the committee on mining and manufactures, reported favorably to the bill—

H. B. 656. To incorporate a company for the production and manufacture of iron and steel, to be entitled the Alamet Iron Company;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 54, nays 3.

Yeas—Messrs. Aderholt, Alexander, Avent, Avery, Berry, Brewer, Browne of Talladega, Brown of Tuscaloosa,

Broyles, Dowling, Fuller, Gere, Goree, Graham, Grant, Grisham, Hall, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, John, Kimbrough, Moren, Moragne, McAdory, McCall, McMillan, Nevill, Orme, Porter, Powell, Purifoy, Reynolds of Henry, Russell, Shackelford, Shealy, Shorter, Smith of Autauga, Swan, Tatam, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—54.

Nays---Messrs. Clark, Ingle and Underwood of Colbert.

On motion of Mr. Hawkins of Jefferson, the bill was ordered forthwith to the Senate, without engrossment.

Also, from same committee, reported favorably to the bill—

S. B. 124. To amend an act to revive and complete the geological and agricultural survey of the State of Alabama; Mr. Graham offered an amendment, which was adopted;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 48, nays 15.

Yeas---Messrs. Alexander, Avery, Baker, Berry, Bibb, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Dunklin, Ferrell, Fuller, Garrett, Goree, Graham, Grant, Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, John, Kimbrough, Moren, McAdory, McCall, McMillan, Orme, Powell, Purifoy, Reynolds of Talladega, Sanford, Shackelford, Shorter, Smith of Autauga, Swan, Tatam, Vines, Watlington, Willett, Wood, Wharton, Young of Pickens---48.

Nays---Messrs. Clark, Edwards, Glover, Hunt, Ingle, Kendrick, Moragne, Nevill, Porter, Tingle, Underwood of Colbert, Underwood of Franklin, Williams, Whitt, Young of Marion---15.

Also, from same committee, reported favorably to the bill—

H. B. 570. To revive and amend the charter of the Cahaba River Bridge Company, granted February 29, 1848;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 51, nays 1.

Yeas---Messrs. Aderholt, Alexander, Adkison, Beck of Covington, Berry, Burnett, Brewer, Browne of Talladega, Broyles, Carmichael, Crawford, Dowling, Dunklin, Ferrell, Fuller, Garrett, Graham, Grant, Grisham, Hall, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of

Shelby, Harris, Hogue, John, Jones, Kendrick, Kimbrough, May, Moren, Muldon, McCafl, McMillan, Nevill, Orme, Purifoy, Raisler, Russell, Samford, Shackelford, Shealy, Shorter, Smith of Autanga, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Wood, Whitt, Young of Marion---51.

Mr. Simpson voted nay.

Also, from same committee, reported favorably, with amendment, to the bill---

H. B. 904. To revive and continue in force the charter of the Chickasaw, Birmingham and Tuscaloosa Railroad Mining and Manufacturing Company, a company chartered under the general law, and empowered to mine and manufacture, and to fix the rate of passenger transportation, &c. ;

The amendment was adopted.

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 55, nays 1.

Yeas---Messrs. Alexander, Anderson, Adkison, Avent, Avery, Beck of Covington, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clark, Crawford, Dunklin, Gere, Glover, Graham, Grant, Grisham, Hall, Hamilton, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Hogue, John, Kendrick, Kimbrough, May, Moragne, McCafl, McMillan, Nevill, Orme, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Shealy, Shorter, Smith of Autanga, Swan, Tatum, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Willett, Wood, Whitt, Young of Marion, Young of Pickens---55.

Mr. Simpson voted nay.

The bill was ordered forthwith to the Senate, without engrossment.

Also, from same committee, reported favorably to the bill---

H. B. 355. To amend an act to amend an act to amend section 1817 of the Code ;

Mr. John offered an amendment, which was adopted.

Mr. Simpson offered an amendment, which was adopted.

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 42, nays 15.

Yeas---Messrs. Aderholt, Alexander, Anderson, Avent, Avery, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clark, Dunklin, Ferrell, Gere, Grant, Griffin, Grisham, Hall, Hammond, Hawkins of Jefferson, Harris,

Hogue, Kendrick, Kimbrough, May, Moren, McAdory, McCall, McMillan, Nevill, Purifoy, Raisler, Reynolds of Talladega, Russell, Shackelford, Shealy, Simpson, Swan, Underwood of Franklin, Vines, Willett, Wood, Wharton, Young of Marion—42.

Nays—Messrs. Broyles, Edwards, Goree, Glover, John, Moragne, Porter, Reynolds of Henry, Samford, Shorter, Smith of Autauga, Tatum, Williams, Whitt, Young of Pickens—15.

Also, from same committee, reported favorably to the bill—

H. B. 915. To make an appropriation for the purpose of making necessary additions and accommodations for the keeping and filing of the books, records, papers and property of the State for the offices of the Secretary of State and Auditor;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 38, nays 22.

Yeas—Messrs. Armstrong, Adkison, Berry, Browne of Talladega, Carmichael, Dowling, Dunklin, Garrett, Graham, Grant, Griffin, Grisham, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, John, Kimbrough, Moren, Moragne, McAdory, McCall, McMillan, Nevill, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Samford, Shackelford, Shorter, Simpson, Smith of Autauga, Vines, Walker, Watlington, Wood, Wharton, Whitt—38.

Nays—Messrs. Aderholt, Alexander, Anderson, Bibb, Brown of Tuscaloosa, Broyles, Clark, Crawford, Edwards, Glover, Hogue, Hunt, Kendrick, Raisler, Russell, Shealy, Underwood of Colbert, Underwood of Franklin, Williams, Willett, Young of Marion, Young of Pickens—22.

Mr. Brewer, from the committee on fees and salaries, reported favorably to the bill—

H. B. 821. To regulate fines and forfeitures in Jefferson county;

The bill was so amended as to include the counties of Monroe, Jefferson and Marshall, and the title was amended to conform therewith.

The bill was ordered to a third reading forthwith.

Mr. Berry moved to reconsider the vote by which the bill was ordered to a third reading, which motion was lost.

The bill was read a third time and passed—yeas 61, nays 1.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Avent, Baker, Browne of Talladega, Brown of Tuscaloosa,

Carmichael, Clark, Dowling, Dunklin, Edwards, Ferrell, Fuller, Gere, Goree, Graham, Grant, Griffin, Grisham, Hamilton, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Jones, Kimbrough, May, Moren, McAdory, McCall, Nevill, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Shackelford, Shealy, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—61.

Mr. Williams voted nay.

Mr. Hamilton, from the committee on judiciary, reported a substitute for the bill—

H. B. 569. To make it unlawful for notaries public or justices of the peace, to sit in judgment or try any civil cause in which such officer is the employee of either plaintiff or defendant in the cause to be tried;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 60, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Armstrong, Avent, Baker, Beck of Covington, Berry, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Crawford, Dowling, Dunklin, Fuller, Garrett, Gere, Goree, Grant, Grisham, Hall, Hamilton, Hammond, Hawkins of Shelby, Hogue, Huff, John, Kendrick, Kimbrough, May, Moren, McAdory, McCall, Nevill, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Willett, Wood, Wharton, Whitt, Young of Marion—60.

Mr. Dunklin, from the committee on accounts and claims, reported favorably to the bill—

H. B. 861. To exempt the stock of parties living in Barbour county from liability for depredation upon the lands in Bullock county whereon stock is prohibited from running at large;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 39, nays 12.

Yeas—Messrs. Speaker, Alexander, Anderson, Avent, Berry, Burnett, Brewer, Clark, Crawford, Grant, Griffin, Grisham, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Kimbrough, Moren, Muldon, Mc-



Call, McMillan, Nevill, Porter, Purifoy, Reynolds of Henry, Reynolds of Talladega, Shealy, Shorter, Tatum, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Wharton, Young of Marion—39.

Nays---Messrs. Aderholt, Armstrong, Carmichael, Dowl-  
ing, Ferrell, Graham, John, Russell, Swan, Willett, Whitt,  
Young of Pickens---12.

#### MESSAGE FROM THE SENATE.

#### SENATE CHAMBER,

February 15, 1883.

*Mr. Speaker:*

The Senate has passed, without amendment, the bills:

H. B. 345. To transfer the jury funds to the special funds of Washington county;

H. B. 268. To incorporate the Fowl River Improvement and Canal Company;

H. B. 717. To incorporate the Bienville Water Supply Company;

H. B. 788. To carry into effect any plan or scheme for the compromise, adjustment, and settlement of the existing indebtedness of the late corporation known as the city of Selma, which may be agreed upon between the creditors of the said city of Selma and the commissioners of the city of Selma, appointed under and by virtue of an act to vacate and annul the charter and dissolve the corporation of the city of Selma, and to provide for the application of the assets thereof to the payment of the debts thereof, approved December 11th, 1882;

H. B. 174. To allow the qualified voters of Escambia county to locate the county site by ballot;

And has originated and passed the following bill:

S. B. 388. To make an appropriation to pay the expenses of the joint committee to investigate the accounts, conduct, bond, &c., of J. H. Vincent, late treasurer of Alabama.

W. L. CLAY,  
Secretary.

The bill, S. B. 388, the title of which is set forth in the

above message, was read once, and ordered to a second reading on to-morrow.

On motion of Mr. Moren, the House adjourned until 10 o'clock to-morrow morning.

## FORTY-FIFTH DAY.

HOUSE OF REPRESENTATIVES,

FRIDAY, February 16, 1883.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Avent, of the House.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Kendrick, Kinibrongh, Langdon, May, Moren, Morague, Mukdon, McAdory, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Antauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—88.

The journal of yesterday was read and approved.

Leave of absence was granted Assistant-Doorkeeper James, on account of sickness.

Leave of absence was granted Mr. McIntyre indefinitely, on account of sickness.

## ENGROSSED BILLS.

## HOUSE OF REPRESENTATIVES,

February 16, 1883.

*Mr. Speaker:*

The committee on engrossed bills, have compared the following bills and find them correctly engrossed:

House bills numbers 859, 861, 570, 569, 904, 355, 915, 821.

C. C. SHORTER,  
Chairman.

## ENROLLED BILLS.

Mr. Browne, from committee on enrolled bills, reported as correctly enrolled the following bills, and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills:

H. B. 345. To transfer the jury funds to the special funds of Washington county;

H. B. 161. To regulate the fine and forfeiture fund of St. Clair county;

H. B. 333. To amend an act to establish a normal school for colored teachers, at Tuskegee, approved February 10, 1881;

H. B. 346. To incorporate the society of Alumnae of the Judson Female Institute, located at Marion, Perry county;

H. B. 116. To make an additional appropriation to the public schools;

H. B. 578. To amend an act to establish a new charter for the city of Birmingham, approved March 1, 1881;

H. B. 701. To amend an act to incorporate the Southern University at Greensborough, in the county of Greene, and for other purposes, passed January 25, 1856.

## MESSAGE FROM THE SENATE.

## SENATE CHAMBER,

February 16, 1883.

*Mr. Speaker:*

The President has, in the presence of the Senate, signed the following bills, to which your signature is requested:

s. B. 79. To provide for the better working of the public roads, in Jackson county;

s. B. 140. To establish and incorporate the Scott Academy at Scottsboro, in Jackson county, Alabama.

W. L. CLAY,  
Secretary.

The Speaker, in the presence of the House, immediately after their titles had been publicly read, signed the bills, s. B. 79, s. B. 140, the titles of which are set forth in the above message.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 16, 1883.

*Mr. Speaker :*

The Senate has originated and passed the following bills :

s. B. 253. To provide for the better security of life and property from the danger of refined petroleum;

s. B. 118. To provide for the payment of costs of justices of the peace, notaries public, constables and witnesses, in cases wherein the State fails to convict, in the county of Barbour, in courts of justice of the peace and notaries public;

s. B. 121. To provide for the payment of the costs in State cases of the clerk and sheriff of Barbour county, where the State fails to convict;

s. B. 157. To repeal all laws prohibiting the sale or giving away of spirituous, vinous or malt liquors, intoxicating bitters, in Marion beat, Perry county, State of Alabama;

s. B. 380. To repeal an act to regulate the publication of legal notices, in the county of Crenshaw, approved December 11, 1883;

s. B. 271. To prohibit the manufacture, sale, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters, within three miles of the following churches, in Pickens county, to-wit: Unity Baptist church, Hargrove Methodist church, Arbor Springs Methodist church, Hannah's Methodist church, and Evergreen Methodist church;

s. B. 360. To regulate the time of holding the circuit courts of Talladega and Clay counties, in the 7th judicial circuit;

s. B. 288. To authorize and empower Mrs. E. C. Davis, (widow of J. I. Davis, deceased,) to sell lands belonging to said estate at private sale;

And has concurred in the House amendment to the bills—

s. B. 309. To incorporate the district of Opelika, and to provide for the government thereof;

s. B. 308. To vacate and annul the charter and dissolve the corporation of the city of Opelika, and to provide for the application of the assets thereof in discharge of the debts of the corporation;

s. B. 77. To provide for the collection of State taxes in counties having no qualified tax collectors, and to regulate the finances of such counties;

s. B. 124. To amend an act to revive and complete the Geological and Agricultural Survey of the State of Alabama;

And has passed the bills—

H. B. 596. To regulate the mode of selecting, drawing and empanelling of grand and petit jurors for the county of Mobile;

H. B. 97. To prevent the change or the mutilation of marks, brands or numbers, on cotton, by warehousemen and others;

H. B. 442. To protect fish in the State of Alabama;

H. B. 535. To amend an act to regulate the drawing and empanelling of grand and petit juries in Dallas county, approved December 12, 1882;

And has concurred in the

House joint resolution (930) relative to the adjournment of the General Assembly;

Committee on part of the Senate—Messrs. Bowles and Brown;

H. B. 654. To make an appropriation to pay the *per diem* and expense of the special joint committee to revise the revenue law of the State.

W. L. CLAY,  
Secretary.

The bills, s. B. 253, s. B. 118, s. B. 121, s. B. 157, s. B. 380, s. B. 271, s. B. 360, s. B. 288, s. B. 309, s. B. 308, s. B. 77, s. B. 124, the titles of which are set forth in the above message, were read once and ordered to a second reading on to-morrow.

Mr. Hawkins, of Barbour, moved to reconsider the vote by which the House, on yesterday, passed the bill, s. b. 54, which motion was carried.

On motion of Mr. Hawkins, of Barbour, the consideration of the bill was postponed until Monday, and made special order immediately after reading the journal.

Mr. Avery, by leave, offered a resolution providing that the committees shall report only House bills during this day's session.

The rules were suspended in order that the resolution might be acted upon, and the resolution was adopted.

#### SPECIAL ORDER.

The special order, which was the consideration of the bill—

s. b. 97. To regulate the publication of legal notices in the counties of Coffee and Geneva;

Was taken up.

Mr. Garrett moved to amend by excluding Coffee county from the operations of the bill;

Which motion was carried,

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 60, nays 1.

Yeas—Messrs. Speaker, Aderholt, Alexander, Armstrong, Adkison, Avent, Avery, Baker, Beck of Wilcox, Burnett, Brown of Tuscaloosa, Clayton, Dawling, Dunklin, Fuller, Garrett, Gere, Goree, Glover, Grant, Griflin, Grisham, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Ingle, Kendrick, Kimbrough, Moren, Muldon, McCall, McMillan, Nevill, Orme, Porter, Powell, Prifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Shackelford, Shenly, Shorter, Smith of Antanga, Tatum, Tingle, Thagud, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion—60.

Mr. Moragne voted nay.

#### SPECIAL ORDER.

The consideration of the bill—

H. B. 502. To establish an agricultural department for the State of Alabama;

Was taken up;

The substitute reported by the committee on agriculture was adopted;

Mr. Young, of Marion, offered an amendment;

Which was laid upon the table;

Mr. Dunklin offered an amendment that the operations of the bill shall not go into effect until October 1st, 1883;

Which amendment was adopted;

Mr. Edwards offered an amendment;

Which was laid on the table;

Mr. Griffin moved to amend by excluding Pike county from the operations of the bill;

Which amendment was laid on the table;

Mr. Reynolds, of Talladega, offered an amendment;

Mr. Hawkins, of Jefferson, offered an amendment to the amendment;

Both of which amendments were laid on the table;

Mr. Hawkins, of Shelby, offered an amendment;

Which was adopted;

Mr. Browne, of Talladega, offered an amendment;

Which was lost;

Mr. Dunklin offered an amendment;

Mr. Hawkins, of Barbour, offered a substitute for the amendment;

Which was adopted;

Mr. Langdon offered an amendment;

Which was adopted;

Mr. McMillan offered an amendment;

Which was adopted;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 53, nays 30.

Yeas---Messrs. Aderholt, Anderson, Adkison, Avert, Avery, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Brewer, Brown of Tuscaloosa, Boyles, Clayton, Ferrell, Fuller, Garrett, Goree, Glover, Grant, Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, John, Kimbrough, Langdon, Moren, Muldon, McCall, McMillan, Nevill, Orme, Powell, Purifoy, Raisler, Reynolds of Talladega, Sanford, Shealy, Shorter, Simpson, Smith of Antauga, Tatum, Vines, Watlington, Willett, Wood, Whitt---53.

Nays---Messrs. Speaker, Alexander, Armstrong, Baker, Brown of Talladega, Clark, Crawford, Dowling, Dunklin, Edwards, Grisham, Hawkins of Jefferson, Ingle, Kendrick,

May, Moragne, McAdory, Porter, Reynolds of Henry, Russell, Shackelford, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Williams, Wharton, Young of Marion, Young of Pickens---30.

On motion of Mr. Hawkins, of Barbour, the bill was ordered forthwith to the Senate, without engrossment.

#### BILLS ON SECOND READING.

The bills---

s. B. 93. To establish a normal school for the education of white male and female teachers at Jacksonville, in Calhoun county;

s. B. 223. To establish a State normal school for the education of white female teachers and students, at Livingston, Sumter county;

Were severally read the second time, and referred to the committee on education.

The bill---

s. B. 388. To make an appropriation to pay the expenses of the joint committee to investigate the accounts, conduct, bond, &c., of I. H. Vincent, late Treasurer of Alabama;

Was read the second time, and referred to the committee on appropriations.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 16, 1883.

*Mr. Speaker:*

The Senate refuses to concur in the House amendment to the bill---

s. B. 97. To regulate the publication of legal notices in the counties of Coffee and Geneva.

W. L. CLAY,  
Secretary.

#### SPECIAL ORDER.

The special order, which was consideration of the bill, H. B. 324, was taken up;

On motion of Mr. Hamilton, further consideration was



postponed, and made special order for to-morrow, immediately after the reading of the journal.

#### REPORTS FROM STANDING COMMITTEES.

Mr. Putlof, from the committee on public roads and highways, reported favorably, with amendment, to the bill--

H. B. 331. To exempt operatives in cotton mills and machine shops, who live in Lee and Russell counties, from public road duty ;

The amendment was adopted.

The bill was ordered to a third reading forthwith, read a third time ;

Mr. Broyles moved to reconsider the vote by which the bill was ordered to a third reading, which motion was carried ;

Mr. Broyles offered an amendment, including mechanics in the operation of the bill, which amendment was adopted, and the title was so amended as to conform therewith ;

The bill was ordered to a third reading forthwith ; read a third time and passed--yeas 61, nays 1.

Yeas--Messrs. Speaker, Alexander, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Clayton, Dowling, Dunklin, Ferrell, Fuller, Gere, Glover, Grant, Griffin, Grisham, Hamilton, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hout, John, Kinbrough, Moren, Muldon, McCall, McMillan, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Sanford, Shackelford, Shealy, Simpson, Smith of Antanga, Swan, Tatum, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Whitt, Young of Marion, Young of Pickens---61.

Mr. Moragne voted nay.

The bill was ordered forthwith to the Senate, without engrossment.

Also, from same committee, reported favorably to the bill--

H. B. 454. To amend section 1632, so far as the same relates to Butler county ;

The bill was ordered to a third reading forthwith ; read a third time, and passed--yeas 56, nays 0.

Yeas--Messrs. Speaker, Alexander, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry,

Carmichael, Clayton, Dowling, Dunklin, Fuller, Garrett, Gere, Glover, Graham, Grant, Griffin, Grisham, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Kimbrough, Muldon, McAdory, McCall, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Antanga, Swan, Tatum, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Willett, Wood, Wharton, Young of Marion, Young of Pickens---56.

The bill was ordered forthwith to the Senate, without engrossment.

Also, from same committee, reported favorably to the bill---

H. B. 375. To require the courts of county commissioners of Conecuh and Monroe to provide for working the old Federal road, the boundary line between said counties;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 63, nays 0.

Yeas---Messrs. Speaker, Alexander, Anderson, Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Bibb, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Clayton, Dunklin, Ferrell, Fuller, Gere, Gorce, Graham, Grant, Griffin, Grisham, Hall, Hamilton, Hammond, Hawkins of Shelby, Harris, Hogue, Ingle, Kendrick, Kimbrough, May, Muldon, McAdory, McCall, McMillan, Nevill, Porter, Purifoy, Raisler, Reynolds of Talladega, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Antanga, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion, Young of Pickens---63.

#### SPECIAL ORDER.

On motion of Mr. Sanford, the special order, which was the consideration of the bill, H. B. 585, was taken up and further consideration postponed until 4 p. m.

Mr. Purifoy, from the committee on public roads and highways, reported favorably to the bill---

H. B. 549. To amend section 4250 of the Code;

The bill was ordered to a third reading forthwith, read a third time.

The House adjourned until 4 p. m.

## AFTERNOON SESSION.

Friday, February 16.

The House met pursuant to adjournment.

## SPECIAL ORDER.

The special order, which was consideration of the bill, H. B. 585, to incorporate the town of Brownsville, was taken up.

The amendment of the committee was adopted.

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 53, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Adkison, Avent, Avery, Baker, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Clayton, Crawford, Dowling, Dunklin, Edwards, Garrett, Gere, Goree, Grant, Grisham, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Ingle, John, Kendrick, Kimbrough, Moren, McAdory, Nevill, Powell, Purifoy, Raisler, Reynolds of Henry, Russell, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Watlington, Wharton, Whitt, Young of Marion—53.

The bill, H. B. 549, which has reached a third reading, was taken up, and on motion of Mr. John, the vote ordering the same to a third reading, was reconsidered.

On motion of Mr. John, the bill was recommitted to the committee on public roads and highways.

## MESSAGE FROM THE GOVERNOR.

## EXECUTIVE OFFICE,

MONTGOMERY, ALABAMA, February 16, 1883.

*Mr. Speaker:*

The Governor has approved the following bills, which originated in the House:

H. B. 386. An act to regulate the weight of a bushel of cotton seed;

H. B. 784. To repeal an act to authorize the court of county commissioners of Marengo county to levy a special tax to build and repair bridges in said county, or to issue

county treasury notes for that purpose, approved February 21st, 1866;

H. B. 483. To regulate the fine and forfeiture fund of Tuscaloosa county;

H. B. 551. To amend an act entitled an act to establish a new charter for the town of Marion, in the county of Perry, approved February 16, 1870;

H. B. 708. To repeal an act to incorporate the town of Waterloo, in Lauderdale county, approved February 26th, 1872;

H. B. 345. To transfer the jury funds to the special funds of Washington county;

H. B. 346. To incorporate the Society of Alumnae of the Jndson Female Institute, located at Marion, Perry county.

W. G. HUTCHESON,  
Recording Secretary.

#### REPORTS FROM STANDING COMMITTEES.

Mr. Purifoy, from the committee on public roads and highways, reported favorably with amendment, by nature of a substitute, to the bill—

H. B. 255. To regulate the working of public roads in Jefferson county;

Mr. Hawkins, of Jefferson, offered an amendment, which was adopted;

The substitute, as amended, was adopted, and the title amended to correspond;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 64, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Avent, Baker, Beck of Covington, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Clayton, Crawford, Dowling, Dunklin, Garrett, Gere, Goree, Graham, Grant, Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hunt, Ingle, John, Kendrick, Kimbrough, May, Moren, McAdory, McMillan, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Frankliu, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion—64.

Also, from same committee, reported favorably to the bill---

H. B. 399. To prevent the running logs and timber without clamping the same during the season of high water on the stream of Burut Corn, in the counties of Conecuh and Escambia;

The bill was ordered to a third reading forthwith, read a third time and passed--yeas 65, nays 0.

Yeas--Messrs. Speaker, Alexander, Anderson, Avent, Baker, Beck of Covington, Berry, Burnett, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Clark, Clayton, Crawford, Dowling, Dunklin, Gere, Gorce, Glover, Graham, Grant, Grisham, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hunt, Ingle, John, Kendrick, Kimbrough, May, Moren, Moragne, McCall, McMillan, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Tallalega, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion--65.

Also, from same committee, reported a substitute for the bill---

H. B. 503. To better enforce the working of public roads in Montgomery county;

On motion of Mr. Harris, the county of Hale was included in the provisions of the bill;

Mr. Berry moved to amend, by including Dallas county, which motion was lost;

The substitute as amended, was adopted, and the title was amended to correspond;

The bill was ordered to a third reading forthwith, read a third time and passed--yeas 60, nays 1.

Yeas--Messrs. Speaker, Aderbolt, Alexander, Anderson, Avent, Avery, Baker, Beck of Covington, Berry, Bibb, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Crawford, Dowling, Dunklin, Fuller, Garrett, Gere, Graham, Hamilton, Hammond, Hawkins of Shelby, Harris, Hogue, Hunt, John, Kendrick, May, McCall, McMillan, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Tallalega, Russell, Sanford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin,

Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—60.

Mr. Ingle voted nay.

Also, from same committee, reported favorably to the bill—

H. B. 441. To authorize the court of county commissioners of Russell county, to appoint and employ a superintendent of public roads and bridges in said county;

Mr. Berry moved to amend, by including Dallas county in the provisions of the bill, which amendment was lost;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 62, nays 0.

Yeas—Messrs. Speaker, Alexander, Anderson, Avent, Avery, Baker, Beck of Wilcox, Berry, Bibb, Burnett, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Crawford, Dowling, Dunklin, Fuller, Garrett, Gere, Graham, Grant, Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Harris, Hogue, Hunt, John, Kendrick, Kimbrough, Langdon, Moren, Moragne, Muldon, McIntyre, McMillan, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Williams, Willett, Wharton, Whitt, Young of Pickens—62.

On motion of Mr. Broyles, the bill was ordered forthwith to the Senate, without engrossment.

#### MESSAGE FROM THE SENATE.

#### SENATE CHAMBER,

February 16, 1883.

*Mr. Speaker:*

The Senate has originated and passed the bills—

s. B. 377. To amend section 79 of an act to incorporate the city of Tuscaloosa, approved March 12, 1873;

And has amended as therein shown, and as amended has concurred in the House substitute to the bill—

s. B. 144. To regulate the hiring and treatment of State and county convicts.

W. L. CLAY,  
Secretary.

The bill, s. B. 377, the title of which is set forth in the

above message, was read once, and ordered to a second reading on to-morrow.

On motion of Mr. John, the bill and amendments thereto—

s. B. 144. To regulate the hiring and treatment of State and county convicts;

Was re-committed to the committee on penitentiary and criminal administration.

Mr. Purifoy, from committee on public roads and highways, reported favorably to the bill—

H. B. 492. To prevent the taking up or interfering with or otherwise disposing of drifted saw logs or square timber;

Mr. Moragne moved to amend, by excluding the county of Etowah from the provisions of the bill.

Mr. Hall moved to lay the bill and amendment on the table, which motion was lost.

On motion of Mr. Grisham, the bill was re-committed to the committee on public roads and highways.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 16, 1883.

*Mr. Speaker:*

The President has, in the presence of the Senate, signed the following bills, to which your signature is requested:

s. B. 308. To vacate and annul the charter, and dissolve the corporation of the city of Opelika, and to provide for the application of the assets thereof, in discharge of the debts of said corporation;

s. B. 77. To provide for the collection of taxes in the counties of Lee, Chambers, Randolph, Tallapoosa and Pickens.

W. L. CLAY,  
Secretary.

The Speaker, in the presence of the House, immediately after their titles had been publicly read, signed the bills, s. B. 308, s. B. 77, the titles of which are set forth in the above message.

Mr. Muldon, from the committee on appropriations, reported favorably to the bill—

H. B. 836. To make an appropriation to pay for clerical expense to the joint committee to examine offices of Auditor and Treasurer, as provided in sections 34, 36 and 37, of the Code ;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 55, nays 0.

Yeas—Messrs. Speaker, Aderholt, Adkison, Avent, Baker, Beck of Covington, Berry, Bibb, Burnett, Brown of Tuscaloosa, Broyles, Carinichael, Clayton, Crawford, Dowling, Dunklin, Fuller, Garrett, Gere, Grant, Grisham, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Hogue, John, Kendrick, Moren, Moragne, Muldon, McAdory, Nevill, Porter, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Shackelford, Shealy, Shorter, Swan, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—55.

The bill was ordered forthwith to the Senate without engrossment.

Also, from the same committee, reported favorably to the bill—

H. B. 886. To make appropriations for the payment of the railroad commissioners and their clerk, and for other expenses of the railroad commission ;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 41, nays 15.

Yeas—Messrs. Speaker, Anderson, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Brown of Tuscaloosa, Broyles, Clayton, Crawford, Edwards, Fuller, Gere, Gove, Grant, Grisham, Hammond, Hawkins of Shelby, Harris, Hogue, Kimbrough, Moren, Moragne, Muldon, McMillan, Nevill, Reynolds of Talladega, Shackelford, Shealy, Shorter, Simpson, Smith of Antanga, Underwood of Franklin, Vines, Walker, Watlington, Willett, Wood, Whitt—41.

Nays—Messrs. Berry, Bibb, Dowling, Glover, Hunt, Ingle, John, Purifoy, Reynolds of Henry, Tingle, Underwood of Colbert, Williams, Wharton, Young of Marion, Young of Pickens—15.

Also, from same committee, reported favorably to the bill—

H. B. 888. To amend sub-division 18, of section 1, of an act entitled an act to make appropriations for the ordinary expenses of the executive, legislative and judicial depart-



ments of the State, for interest on the public debt, and for public schools, approved December 12, 1882;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 49, nays 10.

Yeas—Messrs. Speaker, Aderholt, Anderson, Avery, Baker, Beck of Wilcox, Berry, Brown of Tuscaloosa, Crawford, Drnklin, Fuller, Gere, Goree, Graham, Grant, Grisham, Hamilton, Hammond, Hawkins of Jefferson, Harris, Hogue, John, Kimbrough, Moren, Moragne, Mndon, McAdory, McCall, McMillan, Nevill, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Shackelford, Simpson, Smith of Antanga, Swan, Underwood of Franklin, Vines, Walker, Watlington, Willett, Wood, Wharton, Whitt, Young of Marion—49.

Nays—Messrs. Adkison, Clayton, Dowling, Glover, Hunt, Ingle, Shealy, Tingle, Underwood of Colbert, Young of Pickens—10.

Also, from same committee, reported favorably to the bill—

H. B. 889. For the compensation of the assistant librarian for the fiscal years ending September 30, 1883, and September 30, 1884, respectively;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 36, nays 17.

Yeas—Messrs. Anderson, Brown of Tuscaloosa, Crawford, Gere, Graham, Grant, Hammond, Hawkins of Jefferson, Hogue, John, Kimbrough, Moren, Moragne, McAdory, McMillan, Nevill, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Shealy, Shorter, Simpson, Smith of Antauga, Swan, Underwood of Franklin, Vines, Walker, Watlington, Willett, Wood, Wharton, Whitt, Young of Marion—36.

Nays—Messrs. Speaker, Adkison, Berry, Bibb, Dowling, Fuller, Glover, Grisham, Hammond, Hawkins of Shelby, Hunt, Ingle, McCall, Tingle, Thagard, Underwood of Colbert, Williams—17.

#### MESSAGE FROM THE SENATE.

#### SENATE CHAMBER,

February 16, 1883.

*Mr. Speaker :*

The Senate has originated and passed the following bills :

S. B. 400. To authorize and empower the court of county commissioners of Lee and Pickens counties, to settle the bonded indebtedness of said counties, issued for or on account of stock subscribed to railroad companies;

S. B. 365. To authorize the Governor, the State Auditor and the State Treasurer of this State, to settle the claims of this State against Isaac H. Vincent, late State Treasurer, and his sureties on his several bonds, and any other person, firm or corporation liable to the State for money of the State obtained from said Vincent, or property obtained with money so used, with any of said parties.

WM. L. CLAY,  
Secretary.

The bills, S. B. 400, S. B. 365, the titles of which are set forth in the above message, were severally read once and ordered to a second reading on to-morrow.

Mr. Muldon, from the committee on appropriations, reported a substitute for the bill—

H. B. 871. To prescribe the amount to be paid for board and care of Mrs. Priscilla Tutt, a lunatic, now an inmate of the Alabama insane hospital at Tuscaloosa;

The substitute was adopted, and the title was amended to correspond therewith;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 30, nays 20.

Yeas—Messrs. Anderson, Avent, Avery, Berry, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Dowling, Dupkin, Fuller, Gere, Grant, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hogue, Ingle, John, Kendrick, Kimbrough, Moren, Moragne, Muldon, McMillan, Nevill, Purifoy, Reynolds of Henry, Russell, Shealy, Simpson, Thagard, Vines, Walker, Watlington, Wood, Whitt, Young of Marion, Young of Pickens—30.

Nays—Messrs. Speaker, Adkison, Baker, Bibb, Goree, Hamilton, Harris, Hunt, McCall, Porter, Powell, Raiser, Sanford, Shorter, Simpson, Smith of Autauga, Swan, Tingle, Underwood of Colbert, Underwood of Franklin—20.

Mr. Graham, from committee on military, reported favorably to the bill—

H. B. 747. To amend section 37 of an act entitled an act for the organization and discipline of the volunteer forces of Alabama, approved March 1, 1881;

The bill was ordered to a third reading forthwith, read a third time, and passed—yeas 46, nays 8.

Yeas—Messrs. Speaker, Anderson, Avent, Avery, Berry, Brown of Tuscaloosa, Dowling, Dunklin, Edwards, Garrett, Gere, Graham, Grant, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, John, Kimbrough, May, Moren, Moragne, Muldon, McAdory, McCall, McMillan, Nevill, Powell, Reynolds of Talladega, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Antanga, Swan, Viues, Walker, Watlington, Willett, Wood, Wharton, Whitt, Young of Marion—46.

Nays—Messrs. Bibb, Broyles, Clayton, Crawford, Hogue, Tiule, Underwood of Colbert, Williams—8.

On motion of Mr. Sanford, the House adjourned until 10 o'clock to-morrow.

## FORTY-SIXTH DAY.

### HOUSE OF REPRESENTATIVES,

SATURDAY, February 17, 1883.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Howell.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Aderholt, Alexander, Anderson, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wileox, Berry, Bibb, Burnett, Brewer, Browue of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, Muldon, McAdory, McCall, McMillan, Nevill, Porter, Powell, Purifoy, Raiser, Reynolds of Henry, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Antanga, Swan, Tatum, Tiule, Thagard, Underwood of Colbert, Underwood of Franklin, Viues, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—86.

Leave of absence for one day was granted Messrs. Orme, Armstrong, and Reynolds of Talladega, and leave indefinitely to Mr. Clark.

The journal of yesterday was read and approved.

#### ENROLLED BILLS.

Mr. Browne, from committee on enrolled bills, reported as correctly enrolled the following bills and joint memorial, and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills:

H. B. 268. To incorporate the Fowl River Improvement and Canal Company;

H. B. 442. To protect fish in the State of Alabama;

H. B. 174. To allow the qualified voters of Escambia county to locate the county site by ballot;

H. B. 97. To prevent the change or the mutilation of marks, brands or numbers on cotton, by warehousemen or others;

H. B. 654. To make an appropriation to pay the *per diem* and expenses of the special committee to revise the revenue law of the State;

H. 6134. Joint memorial of the General Assembly of Alabama to the Congress of the United States, praying for the passage of a bill to aid in the construction of the Gulf and Chicago Air-Line Railroad;

H. B. 535. To amend an act to regulate the drawing and empanelling of grand and petit juries in Dallas county, approved December 12, 1882;

H. B. 717. To incorporate the Bienville Water Supply Company;

The joint committee, to which was referred the question of the time for adjournment of the two houses, beg leave to report that we have made careful inquiry, and find that the accumulation of business in the hands of the secretaries is such that it will be impossible to have the records written up without the intermission of a day; and as the 22d of February is a day usually observed, we recommend that the General Assembly adjourn over from Wednesday evening till Friday morning; that no bills be put on passage after

12 o'clock Friday, the 23d; and that the General Assembly adjourn on the night of Friday, 23d, at 12 o'clock.

L. H. BOWLES,

Chairman Senate Committee.

R. T. SIMPSON,

Chairman of House Committee.

Mr. Brown, of Tuscaloosa, moved to amend the report by striking out the words "Friday night at 12 o'clock," and inserting in lieu thereof the words "Thursday night at 12 o'clock;"

On motion of Mr. Moragne, the amendment was laid on the table;

The report of the joint committee was adopted.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 17, 1883.

*Mr. Speaker:*

The President has, in the presence of the Senate, signed the following bill, to which your signature is requested:

s. B. 124. To amend an act to revive and complete the geological and agricultural survey of the State of Alabama.

W. L. CLAY,

Secretary.

The Speaker, in the presence of the House, immediately after its title had been publicly read, signed the bill, s. B. 124, the title of which is set forth in the above message.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 17, 1883.

*Mr. Speaker:*

The Senate has originated and passed the bills---

s. B. 392. To incorporate the Rome and Decatur Railroad Company, and to authorize the same to engage in mining and manufacturing;

s. B. 315. To amend section 3 of an act to alter and

amend the charter of the town of Camden, in Wilcox county, approved February 8, 1858;

s. b. 354. To regulate the issuing of license to sell vicious, spirituous or malt liquors in Morgan county.

And has passed the bills---

n. b. 590. To appropriate the sum of \$7,500.00, to be expended in the making of necessary repairs upon the building belonging to the State of Alabama, located at Mobile, and known as the Medical College of Alabama;

s. b. 304. To authorize the court of county commissioners of Marion county, to levy and collect a special tax, not exceeding three-fourths of one per centum on the taxable property in said county, for the purpose of paying for the erection of the court house and jail of said county.

W. L. CLAY,

Secretary.

The bills, s. b. 392, s. b. 315, s. b. 354, s. b. 304, the titles of which are set forth in the above message, were severally read once and ordered to a second reading on to-morrow.

#### SPECIAL ORDER.

The special order, which was the consideration of the bill---

n. b. 324. To prohibit the running of railroad trains for transportation of freight, or excursion trains, on Sunday;

Was taken up;

Mr. Wood moved to lay the bill on the table, which motion was lost--yeas 35, nays 35.

Yeas--Messrs. Speaker, Adersholt, Beck of Covington, Beck of Wilcox, Bibb, Barnett, Browne of Talladega, Dowlings, Dunklin, Ferrell, Gere, Graham, Griffin, Hamilton, Hammond, Hawkins of Shelby, Kendrick, Kimbrough, Lang, Langdon, Moren, Moragne, Muldon, McAdory, Nevill, Raisler, Shorter, Simpson, Tatom, Vines, Walker, Willett, Wood, Wharton and Whitt--35.

Nays--Messrs. Alexander, Adkison, Anderson, Berry, Carmichael, Clayton, Edwards, Fuller, Goree, Grant, Grisham, Hall, Hawkins of Barbour, Hogue, Hunt, Ingle, John, May, McCall, Porter, Powell, Prifoy, Reynolds of Henry, Shackelford, Shealy, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin,

Watlington, Williams, Young of Marion, Young of Pickens—35.

Mr. Browne of Talladega, moved that further consideration of the bill be indefinitely postponed, which motion was lost—yeas 32, nays 42.

Yeas---Messrs. Speaker, Avery, Baker, Beck of Wilcox, Bibb, Burnett, Brown of Talladega, Crawford, Dowling, Dunklin, Ferrell, Gere, Glover, Graham, Griffin, Hamilton, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Kendrick, Lang, Langdon, Moren, Muldon, Nevill, Raiser, Shorter, Simpson, Tatum, Walker, Willett, Wood---32.

Nays---Messrs. Alexander, Adkison, Avent, Beck of Covington, Berry, Clayton, Edwards, Fuller, Goree, Grant, Grisham, Haden, Hawkins of Barbour, Harris, Hogue, Hunt, Ingle, John, Kimbrough, May, Moragne, McAdory, McCall, Porter, Powell, Purifoy, Reynolds of Henry, Russell, Samford, Shackelford, Shealy, Smith of Antauga, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Whitt, Young of Marion---42.

Mr. Samford moved to amend, by providing that the operations of the bill shall not apply to fruit and vegetable trains.

Mr. Muldon moved a substitute for the amendment, by adding after the words "live stock," in the bill, as follows: "Fruit, vegetables, garden truck, and other perishable articles";

The latter amendment was accepted.

Mr. Hawkins of Jefferson, moved to amend, by including ice in the articles to be excepted from the operation of the bill.

Mr. Burnett moved that the bill and amendments be re-committed to the committee on commerce and common carriers, which motion was lost.

The amendments offered by Messrs. Muldon and Hawkins of Jefferson, were, by leave, withdrawn.

Mr. Muldon moved to amend as follows:

*Provided*, That trains, in whole or in part, of cars laden with fruits, vegetables, garden truck, ice, or refrigerator cars with fresh meat, fish, oysters, or other perishable articles, are excepted from the provisions of this bill;

The amendment was lost;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 43, nays 29.

Yeas---Messrs. Speaker, Aderholt, Alexander, Anderson, Avent, Beck of Covington, Berry, Brown of Tuscaloosa, Carmichael, Clayton, Dowling, Edwards, Fuller, Goree, Glover, Graut, Grisham, Haden, Hall, Hawkins of Barbour, Hogue, Hunt, Ingle, John, Kimbrough, May, McCall, Porter, Powell, Purifoy, Russell, Shackelford, Shealy, Simpson, Swan, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Willett, Whitt, Young of Marion---43.

Nays---Messrs. Avery, Baker, Beck of Wilcox, Bihh, Burnett, Brown of Talladega, Crawford, Dunklin, Ferrell, Gere, Graham, Griffin, Hamilton, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Harris, Kendrick, Lang, Langdon, Moren, Muldon, McMillan, Raisler, Reynolds of Henry, Shorter, Smith of Autauga, Tatum, Walker, Wood---30.

Mr. Shackelford moved to reconsider the vote by which the bill was passed, and also moved to lay that motion on the table, which latter motion was carried.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 17, 1883.

*Mr. Speaker :*

The Senate has amended as therein shown, and as amended has concurred in the report of the joint committee as to the time of adjournment ;

And has passed the bills—

H. B. 11. To repeal an act of the General Assembly of Alabama, approved December 8, 1880, to prohibit the sale, giving, distilling or otherwise disposing of intoxicating beverages, in Crenshaw county ;

H. B. 232. To regulate the sale, or disposing of spirituous, vinous or malt liquors or other intoxicating beverages in the county of Pickens ;

And has originated and passed the bill—

S. B. 237. To amend an act to prohibit the sale, or giving away of spirituous, vinous or malt liquors, in Lowndes county, except in incorporated cities and towns, approved February 26, 1881.

W. L. CLAY,  
Secretary.



The House concurred in the Senate amendment to the resolution relating to adjournment of the General Assembly as to the final passage of bills, to insert 7 p. m. instead of 12 m. on Friday, the 23d inst.

The bill, s. B. 237, the title of which is set forth in the above message, was read once, and ordered to a second reading on to-morrow.

#### MESSAGE FROM THE GOVERNOR.

EXECUTIVE OFFICE,

MONTGOMERY, ALABAMA, February 17, 1883.

*Mr. Speaker:*

The Governor has approved the following bills, which originated in the House:

H. B. 161. An act to regulate the fine and forfeiture fund of St. Clair county;

H. B. 333. To amend an act to establish a normal school for colored teachers at Tuskegee, approved February 10, 1881;

H. B. 701. To amend an act to incorporate the Southern University at Greensborough, in the county of Greene, and for other purposes, passed January 25, 1856;

H. B. 423. To incorporate the inhabitants and territory formerly embraced within the corporate limits of the municipal corporation since dissolved, styled the city of Selma, and to establish a local government therefor;

H. B. 578. To amend an act to establish a new charter for the city of Birmingham, approved March 1, 1881.

W. G. HUTCHESON,  
Recording Secretary.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 17, 1883.

*Mr. Speaker:*

The Senate has passed the bills—

H. B. 495. To prevent the violation or evasion of prohibition laws, and of the law requiring license to sell vinous, spirituous or malt liquors;

H. B. 561. To authorize the court of county commissioners of Conecuh county, to issue the bonds of said county for an amount not exceeding ten thousand dollars, for the purpose of building a court house in said county;

H. B. 376. To prohibit the sale, or giving away or other disposition of spirituous, vinous or malt liquors, except in certain cases in Perryville Beat, Perry county;

And has passed the bills—

H. B. 482. To incorporate the Home Real Estate and Loan Company of Selma, Alabama;

H. B. 250. To authorize and empower the corporate authorities of the town of Anniston, to levy and collect license taxes, upon all occupations and avocations that may be carried on within the corporate limits of said town;

H. B. 642. To repeal an act to prohibit the sale and giving away of whiskey or other intoxicating liquors within six miles of the Baptist church, in the village of McKinley, in Marengo county;

And has originated and passed the bill—

S. B. 394. To provide for the disposition of the wife's dower in the real estate of the husband, when she is insane.

W. L. CLAY,

Secretary.

The bill, S. B. 394, the title of which is set forth in the above message, was read once, and ordered to a second reading on to-morrow.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 17, 1883.

*Mr. Speaker:*

The Senate has originated and passed, and ordered to the House forthwith without engrossment, the bills—

S. B. 145. To regulate the fees of witnesses for the State in criminal cases;

S. B. 359. To amend section 1812 of the Code, relating to contracting debts by corporations;

And has passed without amendment, the bill—

H. B. 707. For the relief of Oliver M. Smith, late tax collector of Jefferson county.

W. L. CLAY,

Secretary.

The bills, s. B. 145, s. B. 359, the titles of which are set forth in the above message, were severally read once, and ordered to a second reading on to-morrow.

Mr. Wood, by leave, from the committee on penitentiary and criminal administration, reported back the bill, s. B. 144, with various amendments to.

On motion of Mr. Wood, consideration of the report was made the special order for Monday next, immediately after reading of the journal.

Mr. Powell, by leave, from the committee on education, reported favorably to the bill—

s. B. 241. To assist the University of Alabama, and the State Agricultural and Mechanical College in furnishing additional room for students and facilities for instruction ;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 63, nays 11.

Yeas—Messrs. Speaker, Anderson, Adkison, Avert, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Burnett, Brewer, Brown of Tuscaloosa, Crawford, Dunklin, Ferrell, Fuller, Garrett, Gere, Goree, Graham, Grant, Griffin, Crisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Ingle, John, Kimbrough, Lang, Langdon, Moren, Moragne, Muldon, McAdory, McCall, Nevill, Powell, Purifoy, Reynolds of Henry, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Tattno, Tingle, Thagard, Underwood of Colbert, Vines, Walker, Watlington, Willett, Wood, Wharton, Whitt—63.

Nays—Messrs. Alexander, Bibb, Broyles, Clayton, Edwards, Haden, Porter, Raisler, Underwood of Franklin, Williams, Young of Marion—11.

Mr. Muldon, by leave, offered a resolution, amending the rules, which was laid over until to-morrow.

Mr. Shackelford, from the committee on temperance, reported favorably, with amendment in the nature of a substitute, to the bill—

H. B. 779. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors in beat No. 4, Shelby county;

The substitute was adopted, and the title was amended to correspond ;

Mr. Hawkins, of Shelby, offered an amendment ;

Which was adopted ;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 52, nays 7.

Yeas—Messrs. Speaker, Alexander, Anderson, Adkison, Avent, Avery, Beck of Wilcox, Berry, Brown of Tuscaloosa, Broyles, Clayton, Dunklin, Ferrell, Fuller, Gere, Graham, Grant, Griffin, Grisham, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Ingle, John, Kendrick, Kinibrough, May, Moren, Moragne, McAdory, McCall, Nevill, Porter, Powell, Puritoy, Reynolds of Henry, Russell, Shackelford, Shealy, Shorter, Smith of Autauga, Tingle, Underwood of Franklin, Vines, Walker, Watlington, Willett, Wood, Whitt, Young of Marion—52.

Nays—Messrs. Baker, Hamilton, Langdon, Muldon, Raiser, Thagard, Williams—7.

The House adjourned until 4 p. m.

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#### AFTERNOON SESSION.

The House met pursuant to adjournment.

#### BILLS ON SECOND READING.

The bills—

s. B. 121. To provide for the payment of the costs in State cases of the clerk and sheriff of Barbour county, where the State fails to convict;

s. B. 118. To provide for the payment of costs of justices of the peace, notaries public, constables and witnesses, in cases wherein the State fails to convict, in the county of Barbour, in courts of justices of the peace and notaries public;

Were severally read the second time, and referred to the committee on fees and salaries.

The bills—

s. B. 365. To authorize the Governor, the State Auditor, and the State Treasurer of this State to settle the claim of this State against Isaac H. Vincent, late State Treasurer, and his sureties on his several bonds, and any other person, firm or corporation liable to the State for money of the State obtained from said Vincent, or property obtained with money so used, with any of said parties;

s. B. 360. To regulate the times of holding the circuit

courts of Talladega and Clay counties, in the seventh judicial circuit;

S. B. 288. To authorize and empower Mrs. E. C. Davis (widow of J. J. Davis, deceased,) to sell lands belonging to said estate at private sale;

H. B. 253. To provide for the better security of life and property from the danger of refined petroleum;

Were severally read the second time, and referred to committee on judiciary.

S. B. 400. To authorize and empower the court of county commissioners of Lee and Pickens counties to settle the bonded indebtedness of said counties, issued for or on account of stock subscribed to railroad companies;

Was read a second time, and referred to the committee on appropriations.

The bills—

S. B. 271. To prohibit the manufacture, sale, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters, within three miles of the following churches in Pickens county, to-wit: Unity Baptist church, Haigrove Methodist church, Arbor Springs Methodist church, Hannah's Methodist church, and Evergreen Methodist church;

S. B. 157. To repeal all laws prohibiting the sale or giving away of spirituous, vinous or malt liquors, or intoxicating bitters, in Marion beat, Perry county, State of Alabama;

Were severally read the second time, and referred to the committee on temperance;

The bill—

S. B. 377. To amend section 79 of an act to incorporate the city of Tuscaloosa, approved March 12, 1873;

Was read a second time, and referred to the committee on corporations.

The bill—

S. B. 380. To repeal an act to regulate the publication of legal notices in the county of Crenshaw, approved December 11th, 1873;

Was read a second time, and referred to the committee on local legislation.

Mr. Brown, of Tuscaloosa, moved to reconsider the vote by which the House passed the bill, S. B. 241, this morning, and also moved to lay that motion on the table;

Which latter motion prevailed.

Mr. Hawkins, of Barbour, asked and obtained leave to have his vote recorded in the affirmative on the bill—

H. B. 100. To punish public drunkenness;

Also, Mr. Browne, of Talladega, in the affirmative on the bill making appropriations to the University and the Mechanical College.

#### REPORTS FROM STANDING COMMITTEES.

Mr. Purifoy, from the committee on public roads and highways, reported favorably, in the nature of a substitute, to the bill---

H. B. 712. To amend an act to secure the keeping in repair and closing gates erected across public roads;

Mr. Kimbrough offered an amendment, which was adopted;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 51, nays 0.

Yeas---Messrs. Aderholt, Alexander, Adkison, Avent, Avery, Beck of Wilcox, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Crawford, Dowling, Fuller, Goree, Grant, Grisham, Haden, Hawkins of Barbour, Hogue, Ingle, John, Kimbrough, Lang, Moren, Moragne, McAdory, Nevill, Porter, Powell, Purifoy, Reynolds of Henry, Russell, Samford, Shackelford, Shealy, Smith, of Autauga, Swan, Tatum, Thagard, Underwood of Colbert, Underwood of Franklin, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens---51.

Also, from same committee, reported favorably to the bill—

H. B. 873. To authorize the court of county commissioners of Hale county to furnish tools for working the public roads;

The bill was ordered to third reading forthwith, read a third time and passed---yeas 55, nays 0.

Yeas---Messrs. Speaker, Aderholt, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Crawford, Dawling, Dunklin, Ferrell, Fuller, Gere, Goree, Glover, Grant, Grisham, Haden, Hawkins of Barbour, Harris, Hogue, Hunt, Kendrick, Kimbrough, Lang, Langdon, Moren, McAdory, Porter, Purifoy, Reynolds of Henry, Russell, Samford, Shackelford, Shealy, Shorter, Simpson,

Smith of Autauga, Tatum, Tingle, Tbagard, Underwood of Colbert, Vines, Walker, Watlington, Williams, Wharton, Whitt, Young of Marion—55.

Also, from same committee, reported favorably to the bill—

H. B. 906. To punish persons constructing or repairing railroads, who throw timber or other obstructions into or across streams and culverts;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 44, nays 10.

Yeas—Messrs. Avent, Baker, Beck of Wilcox, Berry, Brewer, Broyles, Carmichael, Clayton, Crawford, Dowling, Dunklin, Ferrell, Fuller, Garrett, Gere, Glover, Grant, Grisham, Haden, Hawkins of Barbour, Hunt, John, Kimbrough, Lang, Langdon, Moren, Moragne, McCall, Nevill, Puriloy, Russell, Samford, Shackelford, Shenly, Shorter, Tbagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Whitt, Young of Marion—44.

Nays—Messrs. Speaker, Brown of Tuscaloosa, Browne of Talladega, Edwards, Coree, Hall, Hamilton, Porter, Swan, Wharton—10.

Mr. Graham, from the committee on military, reported favorably, with amendments, the bill—

H. B. 755. For the relief of maimed soldiers;

The amendments from the committee were adopted;

Mr. Avery moved *de amend*, by striking out \$10,000, where it occurs, and inserting \$15,000; adopted;

Mr. Browne of Talladega, moved to amend, by providing, that whoever received such wound, in such service, as renders him physically incapable of making a livelihood by labor, or, who, in such service, lost the use of an arm or leg, which amendment was adopted;

Mr. Browne of Talladega, moved to amend, by adding to section 1, as follows;

*Provided*, That no person shall be entitled to any part of this appropriation on account of having been made physically incapable of making a livelihood by labor, unless such party shall procure a certificate of a regularly licensed physician to that effect, endorsed by the probate judge of his county, which amendment was adopted;

Mr. Dowling moved to amend, that the widows of soldiers, killed in battle, shall have the benefit of this act, which amendment was lost;

Mr. Edwards moved to amend, by providing that the benefit of this act shall apply to the widows of all deceased soldiers, whose taxable property does not exceed five hundred dollars, which amendment was lost;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 63, nays 2.

Yeas—Messrs. Speaker, Adairholt, Avent, Avery, Beck of Wilcox, Berry, Bibb, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Dowling, Dunklin, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, McCall, Nevill, Powell, Purifoy, Raisler, Reynolds of Henry, Russell, Samford, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Tingle, Thagard, Underwood of Franklin, Vines, Watlington, Willett, Wharton, Whitt, Young of Marion—63.

Nays—Messrs. Adkison, and Edwards—2.

#### MESSAGE FROM THE SENATE.

##### SENATE CHAMBER,

February 17, 1883.

*Mr. Speaker :*

The Senate has originated and passed, and ordered to the House forthwith, without engrossment, the bills—

s. B. 353. To authorize and require the Governor of the State to appoint a competent person to examine and investigate the condition of the officers of State Treasurer, State Auditor, State Superintendent of Education, and Warden of the penitentiary;

s. B. 10. To repeal an act to prevent the selling of vinous, spirituous or malt liquors, beverages or bitters, composed in whole or in part of such spirituous or malt liquors, in the county of Bullock, except by regularly licensed druggists, upon the prescription of licensed physicians, and to provide a local option law for the sale of such liquors, beverages or bitters, in incorporated towns or cities in said county having a population of two hundred and fifty or more, approved, February 28, 1881;

s. B. 410. To avoid an election for members of the courts of county commissioners of the several counties of this



State during the year 1883, and to extend the time of office of the members of said courts of county commissioners.

W. L. CLAY,

Secretary.

The bills, s. B. 353, s. B. 10, s. B. 410, the titles of which are set forth in the above message, were read once and ordered to a second reading on to-morrow.

Mr. Graham, from the committee on military, reported favorably with amendments, to the bill—

H. B. 650. To amend an act for the organization and discipline of the volunteer forces of Alabama, approved March 1, 1881;

The amendments were adopted;

On motion of Mr. Graham the 37th section was stricken out;

The bill was ordered to a third reading forthwith, read a third time and lost—yeas 23, nays 38.

Yeas—Messrs. Adkison, Beck of Wilcox, Brewer, Browne of Talladega, Dowling, Dunklin, Garrett, Gere, Graham, Grant, Griffin, Hawkins of Jefferson, Ingle, Moren, Moragne, Muldon, McAdory, Nevill, Powell, Reynolds or Henry, Samford, Thagard, Wood, Whitt—24.

Nays—Messrs. Speaker, Alexander, Avery, Baker, Bibb, Browne of Tuscaloosa, Broyles, Clayton, Crawford, Edwards, Fuller, Goree, Glover, Haden, Hawkins of Barbour, Hawkins of Shelby, Hunt, John, Kendrick, Kimbrough, Lang, May, McCall, Raisler, Russell, Shackelford, Shorter, Simpson, Swan, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Wharton, Young of Marion—38.

Also, from same committee, reported favorably to the bill—

H. B. 797. To amend sections 3, 4, 8 and 11, of an act to incorporate the city of Greenville, approved March 9, 1871;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 55, nays 0.

Yeas—Messrs. Aderholt, Anderson, Adkison, Avent, Avery, Baker, Beck of Wilcox, Berry, Bibb, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Crawford, Dunklin, Ferrell, Fuller, Garrett, Gere, Graham, Grant, Gribbam, Hammond, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Kimbrough, Moren, Moragne, Muldon, McAdory, Nevill, Powell, Puriloy, Raisler, Russell, Shackel-

ford, Shealy, Shorter, Smith of Dallas, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt—55.

# MESSAGE FROM THE SENATE.

## SENATE CHAMBER,

February 17, 1883.

*Mr. Speaker :*

The President has signed, in the presence of the Senate, the following bill, to which your signature is requested :

S. B. 241. To assist the University of Alabama and the State Agricultural and Mechanical College, in furnishing additional room for students and facilities for instruction.

W. L. CLAY,  
Secretary.

The Speaker, in the presence of the House, immediately after its title had been publicly read, signed the bill, s. n. 241, the title of which is set forth in the above message.

Mr. Dunklin, from the committee on accounts and claims, reported favorably to the bill—

H. B. 884. To provide for the prosecution of misdemeanors in the county court of Marengo county ;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 57, nays 0.

Yeas---Messrs. Aderholt, Adkison, Avent, Avery, Baker, Beck of Wilcox, Berry, Bibb, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Dowling, Dunklin, Ferrell, Fuller, Garrett, Gere, Grant, Griffin, Hall, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, John, Kimbrough, May, Moren, Moragne, McAdory, McCall, Nevill, Powell, Purifoy, Raisler, Russell, Sanford, Shackelford, Shealy, Shorter, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Williams, Willett, Wood, Wharton---57.

Also, from same committee, reported favorably to the bill---

H. B. 868. To amend section 6 and 14 of an act entitled

an act to incorporate the town of Ozark, in the county of Dale;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 53, nays 0.

Yeas—Messrs. Aderholt, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Brown of Tuscaloosa, Broyles, Clayton, Crawford, Dowling, Dunklin, Fuller, Gere, Grant, Griffin, Hall, Hamilton, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, John, Kimbrough, May, Moren, McAdory, McCall, Nevill, Powell, Purifoy, Raisler, Russell, Shackelford, Shealy, Shorter, Smith of Autauga, Swan, Tatum, Tingle, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt—53.

Also, from same committee, reported favorably to the bill—

H. B. 900. To relieve Albert Roman, a citizen of Barbour county, of his legal disabilities;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 37, nays 15.

Yeas—Messrs. Adkison, Avent, Baker, Beck of Covington, Beck of Wilcox, Berry, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Crawford, Dowling, Dunklin, Fuller, Gere, Grant, Grisham, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Kimbrough, May, Moren, McAdory, McCall, Nevill, Purifoy, Russell, Shealy, Shorter, Smith of Autauga, Tingle, Thagard, Underwood of Colbert, Vines, Williams, Wood—37.

Nays—Messrs. Avery, Hamilton, Hammond, Hunt, John, Langdon, Porter, Shackelford, Simpson, Swan, Tatum, Underwood of Colbert, Watlington, Willett, Wharton, Whitt, Young of Marion—15.

Also, from same committee, reported favorably to the bill—

H. B. 796. To repeal section 6 of an act entitled an act to regulate the fine and forfeiture fund of certain counties therein named, approved February 13, 1879, so far as relates to the county of Blount;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 52, nays 0.

Yeas—Messrs. Aderholt, Adkison, Avent, Baker, Beck of Covington, Beck of Wilcox, Berry, Browne of Talladega, Clayton, Crawford, Dowling, Dunklin, Fuller, Gere, Goree, Grant, Griffin, Hammond, Hawkins of Barbour, Hawkins

of Shelby, Hogue, Hunt, Ingle, John, Kimbrough, Langdon, May, Moren, Mldon, McCall, Nevill, Porter, Powell, Purifoy, Russell, Samford, Scarborough, Shealy, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Williams, Willett, Wood, Wharton, Whitt, Young of Marion—52.

Also, from same committee, reported favorably to the bill—

H. B. 234. To require persons whose claims against Sumter county have been allowed by the commissioners court thereof against the general fund of said county, to draw their warrants for the amount within six months;

The bill was ordered to a third reading forthwith, read a third time, and passed—yeas 62, nays 0.

Yeas—Messrs. Aderholt, Adkison, Avent, Baker, Beck of Covington, Beck of Wilcox, Berry, Burnett, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Crawford, Dowling, Edwards, Ferrell, Fuller, Garrett, Gere, Glover, Grant, Griffin, Hall, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Langdon, Moren, Moragne, Mldon, McAdory, McCall, Nevill, Porter, Powell, Purifoy, Russell, Shackelford, Shealy, Shorter, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion—62.

#### MESSAGE FROM THE SENATE.

#### SENATE CHAMBER,

February 17, 1883.

*Mr. Speaker:*

The Senate has originated and passed the following bills:

S. B. 320. To amend sections 1830, 1831 and 1838 of the Code;

S. B. 412. To authorize Susan A. Beall, widow of Samuel P. Beall, deceased, of Coffee county, to sell and convey by deed, all of the real estate of the said deceased, and report the sales thereof to the circuit clerk or register in chancery, and to be affirmed by him before the sales shall be lawful;

S. B. 341. To relinquish the claim of the State of Alabama, to certain lands therein mentioned;

S. B. 183. To secure the equitable distribution of the

hard labor and fine and forfeiture funds of Hale county, Alabama;

s. B. 210. To authorize any person or corporation, operating water works for supplying water to any city or incorporated town, to condemn and acquire land and water necessary for that purpose, and to protect their property from depredation;

And ordered same forthwith to House, without engrossment.

W. L. CLAY,  
Secretary.

The bills, s. B. 320, s. B. 412, s. B. 341, s. B. 183, s. B. 210, the titles of which are set forth in the above message, were read once, and ordered to a second reading on to-morrow.

Mr. Dunklin, from the committee on accounts and claims, reported favorably to the bill—

H. B. 759. To amend section 794 of the Code;

The bill was ordered to a third reading forthwith, read a third time, and passed—yeas 49, nays 7.

Yeas—Messrs. Aderholt, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Burnett, Clayton, Crawford, Dowling, Dunklin, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Grant, Hogue, Ingle, John, Kimbrough, May, Moren, Moragne, Muldon, McCall, Nevill, Porter, Powell, Puirloy, Russell, Shealy, Shorter, Smith of Autauga, Swan, Tingle, Thagard, Vines, Walker, Watlington, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—49.

Nays—Messrs. Burnett, Griffin, Hall, Hamilton, Hawkins of Jefferson, Underwood of Colbert, Underwood of Franklin—7.

Mr. Brewer, from the committee on fees and salaries, reported favorably to the bill—

H. B. 321. To regulate the fine and forfeiture fund of Chilton county;

The bill was ordered to a third reading forthwith, read a third time, and passed—yeas 52, nays 0.

Yeas—Messrs. Aderholt, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Dunklin, Ferrell, Fuller, Gere, Goree, Glover, Grant, Hammand, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hunt, Kendrick,

May, Moren, Moragne, McAdory, McCall, Nevill, Porter, Purifoy, Shackelford, Shealy, Simpson, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Williams, Willett, Wood, Wharton, Whitt, Young of Marion--52.

Also, from same committee, reported favorably to the bill--

H. B. 455. To amend section 5027 of the Code, so far as relates to the county of Butler;

The bill was ordered to a third reading forthwith, read a third time and passed--yeas 53, nays 0.

Yeas--Messrs. Aderholt, Avent, Beck of Covington, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Dowling, Dunklin, Ferrell, Fuller, Gere, Glover, Grant, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, John, Kendrick Kimbrough, May, Moren, Moragne, Muldon, McAdory, McCall, Nesmith, Porter, Purifoy, Shackelford, Shealy, Shorter, Smith of Autauga, Swan, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Williams, Willett, Wood, Wharton, Whitt, Young of Marion.

Also, from the same committee, reported favorably to the bill--

H. B. 883. To amend an act to prescribe the manner in which claims against the fine and forfeiture fund of Macon county shall be paid.

The bill was ordered to a third reading forthwith, read a third time and passed--yeas 55, nays 0.

Yeas--Messrs. Aderholt, Avent, Beck of Wilcox, Berry, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Dowling, Ferrell, Fuller, Gere, Glover, Grant, Hall, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, John, Kendrick, Kimbrough, May, Moren, Moragne, Muldon, McAdory, McCall, Nevill, Porter, Purifoy, Shackelford, Shealy, Shorter, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion--53.

Also, from same committee, reported favorably to the bill--

H. B. 480. To authorize the Auditor to re-state the accounts of J. L. Rapier & Co., and for the payment of any

balance which may be found due from the State;

The bill was ordered to a third reading forthwith, read a third time, and passed—yeas 56, nays 0.

Yeas—Messrs. Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Dowl-  
ing, Dunklin, Ferrell, Fuller, Gere, Glover, Grant, Hamilton,  
Hammond, Hawkins of Barbour, Hawkins of Shelby, Har-  
ris, Hogue, John, Kendrick, Kimbrough, Moragne, Muldon,  
McAdory, McCall, Nevill, Powell, Purfoy, Russell, Sam-  
ford, Shackelford, Shealy, Shorter, Simpson, Smith of  
Antauga, Swan, Tingle, Thagard, Underwood of Colbert,  
Underwood of Franklin, Vines, Walker, Watlington, Wil-  
liams, Willett, Wood, Wharton, Whitt, Young of Marion—56.

Also, from same committee, reported favorably to the bill—

H. B. 476. To provide an additional compensation for the sheriff of Baldwin county;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 57, nays 1.

Yeas—Messrs. Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Brewer, Browne of Tal-  
ladega, Brown of Tuscaloosa, Broyles, Carmichael, Clayton,  
Crawford, Dunklin, Fuller, Gere, Glover, Grant, Griffin,  
Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour,  
Hawkins of Shelby, Harris, Hogue, Ingle, John, Kendrick,  
Kimbrough, Moren, Muldon, McAdory, Nevill, Parifoy,  
Russell, Sanford, Shackelford, Shealy, Shorter, Smith of  
Antauga, Swan, Tatum, Tingle, Thagard, Underwood of  
Colbert, Underwood of Franklin, Vines, Walker, Williams,  
Willett, Wood, Wharton, Whitt, Young of Marion—57.

Mr. Hawkins, of Jefferson, voted nay.

Also, from the same committee, reported favorably to the bill—

H. B. 912. To provide a fund for support of the Supreme Court library, without appropriations from the treasury;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 50, nays 7.

Yeas—Messrs. Speaker, Adkison, Avent, Avery, Baker,  
Beck of Wilcox, Berry, Burnett, Brewer, Browne of Tal-  
ladega, Brown of Tuscaloosa, Carmichael, Crawford, Dunk-  
lin, Ferrell, Fuller, Garrett, Gere, Grant, Griffin, Hamilton,  
Hammond, Hawkins of Barbour, Hawkins of Jefferson,  
Harris, Hogue, Ingle, John, Kimbrough, Moren, Moragne,

Muldon, McAdory, McCall, Nevill, Purifoy, Shealy, Shorter, Simpson, Smith of Antauga, Swan, Tingle, Underwood of Franklin, Vines, Walker, Watlington, Willett, Wood, Whitt, Young of Marion—50.

Nays---Messrs. Clayton, Dowling, Hall, Kendrick, Underwood of Colbert, Williams, and Whartou---7.

# MESSAGE FROM THE SENATE.

## SENATE CHAMBER,

February 17, 1883.

*Mr. Speaker:*

The Senate has passed, without amendment, the bills---

H. B. 307. To incorporate the Talladega Real Estate and Loan Association;

H. B. 64. To repeal an act entitled an act for the protection of fish in Baldwin county, approved February 3d, 1881;

H. B. 699. To prevent the sale or giving away of vinous, spirituous or malt liquors, or other intoxicating beverages, in the county of Choctaw, except by regularly licensed physicians, and to provide penalties for the violation thereof;

And has originated and passed the bills---

S. B. 358. To confer additional powers on the corporate authorities of the city of Montgomery;

S. B. 307. To provide for the payment of the compensation and expenses of the commissioner appointed pursuant to an act to provide for the adjustment, compromise and settlement of the indebtedness of the counties of Chambers, Randolph, Tallapoosa, Lee and Pickens, arising from the bonds issued by said counties in payment of stock subscribed to the capital stock of railroad companies, approved December 7th, 1882.

WM. L. CLAY,  
Secretary.

The bills, S. 358, S. 307, the titles of which are set forth in the above message, were severally read once, and ordered to a second reading on to-morrow.

Mr. Brewer, from the committee on fees and salaries, reported favorably to the bill---

H. B. 623. To authorize and empower the commissioners



court of Calhoun county to allow increased pay to the circuit clerk for his services;

Mr. Hawkins, of Jefferson, moved to amend by including the circuit clerk of Jefferson county in the provisions of the bill;

Which amendment was adopted, and the title amended to correspond;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 61, nays 0.

Yeas—Messrs. Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Gere, Glover, Grant, Griffin, Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Harris, Hogue, Ingle, John, Kendrick, Kimbrough, Moren, Moragne, Muldon, McAdory, McCall, Nevill, Porter, Purifoy, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tingle, Thiagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Williams, Willett, Wood, Wharton, Young of Marion—61.

Also, from same committee, reported a substitute for the bill—

H. B. 87. To establish a uniform tariff of fees to be charged by justices of the peace and constables in and for the port and county of Mobile;

Mr. Berry moved to amend by including Dallas county, and Mr. Hammond by including Calhoun county;

Which amendments were adopted, and the title so amended as to correspond therewith;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 53, nays 0.

Yeas—Messrs. Aderholt, Alexander, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clayton, Dunklin, Fuller, Garrett, Gere, Grant, Griffin, Grisham, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, May, Moren, Moragne, McAdory, McCall, McMillan, Nevill, Powell, Purifoy, Russell, Samford, Shackelford, Shorter, Simpson, Smith of Autauga, Swan, Tingle, Underwood of Franklin, Vines, Walker, Wood, Wharton—53.

Also, from same committee, reported favorably to the bill—

H. B. 613. To fix the fees of the circuit clerk of Tuscaloosa county in civil cases;

Mr. Brewer moved to amend by including Bullock county circuit clerk in the provisions of the bill;

Which amendment was adopted, and the title amended to correspond;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 62, nays 0.

Yeas—Messrs. Speaker, Alexander, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Clayton, Crawford, Dowling, Dunklin, Ferrell, Fuller, Gere, Glover, Grant, Grillin, Hall, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hunt, Ingle, John, Kendrick, Kimbrough, Moren, Muldon, McAdory, McIntyre, McCall, McMillan, Porter, Powell, Purifoy, Russell, Sanford, Shackelford, Shealy, Shorter, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Vines, Walker, Watlington, Willett, Wood, Wharton, Whitt, Young of Marion—62.

Also, from the same committee, reported favorably to the bill—

H. B. 633. For the relief of Wm. J. Rountree, sheriff of Dallas county;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 53, nays 0.

Yeas—Messrs. Aderholt, Alexander, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clayton, Dunklin, Fuller, Garrett, Gere, Grant, Griffin, Grisham, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, May, Moren, Moragne, McAdory, McCall, McMillan, Nevill, Powell, Purifoy, Russell, Sanford, Shackelford, Shorter, Simpson, Smith of Autauga, Swan, Tingle, Underwood of Franklin, Vines, Walker, Wood, Wharton—53.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 17, 1883.

*Mr. Speaker:*

The Senate has originated and passed, and ordered forthwith to House, the bills:

s. B. 411. To relieve M. Victoria Saunders, of Hale county, from the disabilities of non-age;

s. B. 342. To change the times of holding the chancery courts in the counties of Wilcox and Randolph;

s. B. 356. To regulate the time of holding the circuit courts in the seventh judicial circuit;

s. B. 132. To better secure the payment of fines and costs in criminal cases in the courts of this State.

W. L. CLAY,  
Secretary.

The bill, s. B. 11, s. B. 342, s. B. 356, s. B. 132, the titles of which are set forth in the above message, were severally read once, and ordered to a second reading on to-morrow.

On motion of Mr. Wood, the House adjourned until Monday morning 10 o'clock.

## FORTY-SEVENTH DAY.

HOUSE OF REPRESENTATIVES,

MONDAY, February 19, 1883.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Shackelford, of the House.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond,

Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Laug, Langdon, May, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Antanga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion—89.

The journal of yesterday was read and approved.

Leave of absence for one day was granted Mr. Powell.

#### ENGROSSED BILLS.

#### HOUSE OF REPRESENTATIVES,

February 19, 1883.

*Mr. Speaker:*

The committee on engrossed bills have compared the foregoing bills and find them correctly engrossed, viz:

H. B's. Nos. 613, 476, 87, 755, 321, 324, 503, 255, 585, 747, 399.

C. C. SHORTER,  
Chairman.

#### ENROLLED BILLS.

Mr. Browne, from the committee on enrolled bills, reported as correctly enrolled the following bills, and the Speaker, in the presence of the House, immediately after the titles had been publicly read, signed said bills, viz:

H. B. 64. To repeal an act entitled an act for the protection of fish in Baldwin county, approved February 3, 1881;

H. B. 707. For the relief of Oliver M. Smith, late tax collector of Jefferson county;

H. B. 307. To incorporate the Talladega Real Estate and Loan Association;

H. B. 482. To incorporate the Home Real Estate and Loan Company of Selma, Alabama;

H. B. 590. To appropriate the sum of seven thousand five hundred dollars, to be expended in the making of rec-

essary repairs upon the building belonging to the State of Alabama, located at Mobile and known as the Medical College of Alabama;

H. B. 11. To repeal an act of the General Assembly, approved December 8, 1880, to prohibit the sale, giving, distilling, or otherwise disposing of intoxicating beverages in Crenshaw county;

H. B. 232. To regulate the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or other intoxicating beverages, in the county of Pickens;

H. B. 495. To prevent the violation or evasion of prohibition laws and of the law requiring license to sell vinous, spirituous or malt liquors;

H. B. 642. To repeal an act to prohibit the sale and giving away of whisky, or other intoxicating liquors, within six miles of the Baptist church, in the village of McKinley, in Marengo county;

H. B. 250. To authorize and empower the corporate authorities of the town of Anniston to levy and collect license taxes upon all occupations and avocations that may be carried on within the corporate limits of said town;

H. B. 699. To prevent the sale or giving away of vinous, spirituous or malt liquors, or other intoxicating beverages within the limits of Choctaw county, Alabama, except by regularly licensed physicians, and to provide penalties for the violation thereof;

H. B. 376. To prohibit the sale, giving away, or other disposition of spirituous, vinous or malt liquors, except in certain cases, in Perryville beat, in Perry county;

H. B. 561. To authorize the court of county commissioners of Conecuh county, to issue the bonds of said county for an amount not exceeding seven thousand five hundred dollars for the purpose of building a court house in said county;

H. B. 788. To carry into effect any plan or scheme for the compromise, adjustment and settlement of the existing indebtedness of the late corporation known as the city of Selma, which may be agreed upon between the creditors of the said city of Selma, and the commissioners of the city of Selma appointed under and by virtue of an act to vacate and annul the charter and dissolve the corporation of the city of Selma, and to provide for the application of the assets thereof, to the payment of the debts thereof, approved December 11, 1882.

## MESSAGE FROM THE GOVERNOR.

EXECUTIVE OFFICE,  
MONTGOMERY, ALA., Feb. 19, 1883.

*Mr. Speaker :*

The Governor has approved the following bills, which originated in the House :

H. B. 97. To prevent the change or the mutilation of marks, brands or numbers on cotton, by warehousemen or others ;

H. B. 174. To allow the qualified voters of Escambia county to locate the county site by ballot ;

H. B. 268. To incorporate the Fowl River Improvement and Canal Company ;

H. B. 412. To protect fish in the State of Alabama ;

H. B. 535. To amend an act to regulate the drawing and empanelling of grand and petit jurors, in Dallas county, approved December 12, 1882 ;

H. B. 613½. Joint memorial of the General Assembly of Alabama to the Congress of the United States, praying for the passage of a bill to aid in the construction of the Gulf and Chicago Air Line railroad ;

H. B. 651. To make an appropriation to pay the *per diem* and expenses of the special committee to revise the revenue law of the State ;

H. B. 717. To incorporate the Bienville Water Supply Company ;

W. G. HUTCHESON,  
Recording Secretary.

Mr. John, by leave, offered the following resolution :

*Resolved*, That the Speaker of the House appoint a committee of five, who shall inquire—

Whether the warden of the penitentiary has on file, as required by law, an official bond, and if no bond is on file, the reasons therefor ;

Whether said warden has rendered statements of his account as warden, that are inconsistent with each other ;

Whether said warden has allowed any convicts to be worked by persons who had no legal contract therefor ;

Whether said warden has paid out of the funds coming into his hands as warden, any attorney's fees, if so, to whom paid, how much, and by what authority ;

Whether said warden has given his whole time and attention to the discharge of his duties as warden or has spent any time, if so, how much, in the lobby of the two Houses of this Legislature, said committee shall have power to send for persons and papers, and to examine witnesses under oath, and shall have leave to report at any time;

The resolution was adopted;

Committee—Messrs. John, Moren, Hogue, Walker and Vines.

#### BILLS ON SECOND READING.

The bills—

S. B. 237. To amend an act to prohibit the sale or giving away of spirituous, vinous or malt liquors, in Lowndes county, except in incorporated cities and towns, approved February 26, 1881;

S. B. 354. To regulate the issuing of license to sell vinous, spirituous or malt liquors, in Morgan county;

S. B. 10. To repeal an act to prevent the selling of vinous, spirituous or malt liquors, beverages or bitters, composed in whole or in part of such spirituous or malt liquors, in the county of Bullock, except by regularly licensed druggists, upon the prescription of licensed physicians, and to provide a local option law for the sale of such liquors, beverages or bitters, in incorporated towns or cities in said county having a population of two hundred and fifty or more, approved, February 28, 1881;

Were severally read the second time and referred to the committee on temperance.

The bills—

S. B. 394. To provide for the disposition of the wife's dower in the real estate of the husband when she is insane;

S. B. 410. To avoid an election for members of the courts of county commissioners of the several counties of this State during the year 1883, and to extend the term of office of the members of said courts of county commissioners;

S. B. 341. To relinquish the claim of the State of Alabama to certain lands therein mentioned;

S. B. 411. To relieve M. Victoire Saunders, of Hale county, from the disabilities of non-age;

S. B. 342. To change the times of holding the chancery courts in the counties of Wilcox and Randolph;

S. B. 356. To regulate the time of holding the circuit

courts in Cherokee and Etowah counties, in the 7th judicial circuit;

s. B. 132. To better secure the payment of fine and costs in criminal cases in the courts of this State;

Were severally read the second time and referred to the committee on judiciary.

The bills—

s. B. 315. To amend section 3 of an act to alter and amend the charter of the town of Camden, in Wilcox county, Alabama, approved February 8th, 1858;

s. B. 359. To amend section 1812 of the Code, relating to contracting debts by corporations;

s. B. 320. To amend sections 1830, 1831 and 1838 of the Code;

s. B. 210. To authorize any person or corporation operating water works for supplying water to any city or incorporated town, to condemn and acquire land and water necessary for that purpose, and to protect their property from depredation;

s. B. 358. To confer additional powers on the corporate authorities of the city of Montgomery;

Were severally read a second time and referred to the committee on corporations.

The bill—

s. B. 392. To incorporate the Rome and Decatur Railroad Company, and to authorize the same to engage in mining and manufacturing;

Was read a second time and referred to the committee on mining and manufactures.

The bills—

s. B. 304. To authorize the court of county commissioners of Marion county to levy and collect a special tax, not exceeding three-fourths of one per centum on the taxable property in said county, for the purpose of paying for the erection of the court house and jail in said county;

s. B. 412. To authorize Susan A. Beall, widow of Samuel P. Beall, deceased, of Collee county, to sell and convey by deed, all of the real estate of the said deceased, and report the sales thereof to the circuit clerk or register in chancery, and to be affirmed by him before the sales shall be lawful;

s. B. 183. To secure the equitable distribution of the hard labor and fine and forfeiture funds of Hale county, Alabama;



Were severally read the second time and referred to the committee on local legislation.

The bill—

s. B. 353. To authorize and require the Governor of the State to appoint a competent person to examine and investigate the condition of the offices of State Treasurer, State Auditor, State Superintendent of Education, and Warden of the penitentiary;

The bill—

s. B. 307. To provide for the payment of the compensation and expenses of the commissioners appointed pursuant to an act to provide for the adjustment, compromise and settlement of the indebtedness of the counties of Chambers, Randolph, Tallapoosa, Lee and Pickens, arising from bonds issued by said counties in payment of stock subscribed to the capital stock of railroad companies, approved December 7th, 1882;

Was read a second time and referred to the committee of ways and means.

s. B. 145. To regulate the fees of witnesses for the State in criminal cases;

Was read a second time and referred to the committee on fees and salaries.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 19, 1883.

*Mr Speaker:*

The Senate has originated and passed, and ordered forthwith to the House, without engrossment, the bills—

s. B. 221. To provide for the appointment of an official stenographer for the city court of Montgomery and other courts held in said county, and to define his duties and regulate his compensation;

s. B. 327. To authorize the Alabama State Bar Association to institute and prosecute proceedings to disbar practicing attorneys;

s. B. 371. To amend sub-division three (3) of section 3069 of the Code.

And has adopted a joint resolution herewith sent, relative to asking the Governor for information concerning the bonds of State officers.

W. L. CLAY,  
Secretary.

The bills, s. B. 221, s. B. 237, s. B. 371, the titles of which are set forth in the above message, were severally read once and ordered to a second reading on to-morrow.

The House concurred in the Senate joint resolution, asking information of the Governor concerning the bonds of State officers.

On motion of Mr. Moren, the special order, which was consideration of the bill, s. B. 138, was taken up, and made special order for 11 a. m. on Wednesday next.

On motion of Mr. Broyles, the bill, s. n. 37, was taken up, and made special order for Wednesday next, at 4 p. m.

On motion of Mr. Hawkins of Barbour, the notice of intention to move to reconsider the vote by which the bill, s. B. 54, was passed, was renewed, and the motion to reconsider made special order for to-morrow, immediately after the reading of the journal.

#### SPECIAL ORDER.

The special order, which was consideration of the bill—s. B. 144. To regulate the hiring and treatment of State and county convicts, was taken up;

The House concurred in the Senate amendments, numbered respectively, 1, 4, 6, 8, 9, 10, 11, 13 and 14, and amended, and as amended, concurred in the fifth amendment—yeas 61, nays 12.

Yeas—Messrs. Speaker, Aderholt, Alexander, Avent, Avery, Baker, Bibb, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Crawford, Dowling, Dunklin, Fuller, Gere, Grant, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, John, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, McCall, McMillan, Nevill, Orme, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Robinson, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Swan, Sanford, Tatum, Underwood of Franklin, Vines, Walker, Watlington, Wood, Wharton, Whitt, Young of Marion---61.

Nays—Messrs. Berry, Edwards, Goree, Glover, Griffin, Haden, Hall, Porter, Smith of Autauga, Tingle, Thagard, Williams---12.

And non-concurred in other amendments of the Senate, numbers 2d, 3d, 7th and 12th, respectively.

Mr. Wood, by leave, from the committee on penitentiary

and criminal administration, reported favorably to the bill--

H. B. 811. To require the Governor to have made or purchased for the use of the State a fire-proof safe for the deposit of State securities and other funds of the State, under regulations herein required;

The bill was ordered to a third reading forthwith, read a third time and passed--yeas 53, nays 1.

Yeas--Messrs. Alexander, Armstrong, Adkison, Avent, Avery, Beck of Covington, Berry, Brewer, Browne of Talladega, Carmichael, Clayton, Crawford, Dowling, Dunklin, Fuller, Garrett, Gere, Glover, Graham, Grant, Griffin, Grisham, Hall, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, John, Kimbrough, Lang, Langdon, May, Moren, McCall, McMillan, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Shackelford, Shealy, Shorter, Simpson, Smith of Antauga, Swan, Underwood of Franklin, Vines, Walker, Watlington, Willett, Wood, Young of Marion--53.

Mr. Willett voted nay.

Mr. Brewer, from the committee on fees and salaries, reported favorably to the bill--

H. B. 524. To fix the fees of justices in Butler county;

Was read a third time and passed--yeas 63, nays 0.

Yeas--Messrs. Speaker, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Burnett, Branch, Brewer, Clayton, Crawford, Dunklin, Fuller, Garrett, Gere, Grant, Griffin, Grisham, Hall, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Kimbrough, Langdon, May, Moren, Moragne, McAdory, McCall, McMillan, Nevill, Orme, Porter, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Shackelford, Shealy, Shorter, Smith of Antauga, Swan, Tatum, Underwood of Franklin, Vines, Walker, Watlington, Wood, Wharton, Whitt, Young of Marion--63.

Mr. Brewer, from committee on fees and salaries, reported a substitute for the bill--

H. B. 665. To amend sections 3, 4 and 6 of an act entitled an act to regulate the fine and forfeiture fund of certain counties, approved February 15, 1879, so far the same applies to Bullock county;

The bill was ordered to a third reading forthwith.

Mr. Browne, of Talladega, moved to reconsider the vote

by which the bill was ordered to a third reading, which motion was carried.

Mr. Browne, of Talladega, moved to amend, by providing that the provisions of the bill shall apply only to the county of Bullock, which amendment was adopted.

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 60, nays 0.

Yeas—Messrs. Speaker, Aderholt, Anderson, Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Bibb, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carinichael, Clayton, Crawford, Dowling, Edwards, Fuller, Garrett, Gere, Goree, Grant, Griffin, Grisham, Haden, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Kimbrough, Langdon, May, Moren, McAdory, McCall, McMillan, Nevill, Porter, Purifoy, Raisler, Reynolds of Talladega, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Swan, Tatum, Underwood of Franklin, Vines, Watlington, Wharton, Whitt, Young of Marion—60.

Also, from same committee, reported favorably to the bill—

H. B. 683. To amend sub-division K of section 5030 of the Code, in relation to the fees of judges of probate;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 53, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Adkison, Avent, Avery, Beck of Wilcox, Berry, Brewer, Brown of Tuscaloosa, Clayton, Crawford, Dowling, Edwards, Gere, Goree, Graham, Griffin, Grisham, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hunt, Ingle, John, Kimbrough, Moren, McAdory, McCall, McMillan, Nevill, Orme, Porter, Purifoy, Raisler, Reynolds of Talladega, Russell, Sanford, Shealy, Shorter, Simpson, Swan, Tatum, Underwood of Franklin, Vines, Wood, Wharton, Whitt, Young of Marion—53.

Also, from the same committee, reported favorably to the bill—

H. B. 724. To compensate sheriffs for feeding prisoners after they are sentenced to be confined in the penitentiary;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 58, nays 0.

Yeas—Messrs. Aderholt, Anderson, Armstrong, Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Bibb, Brewer, Browne of Talladega, Brown of Tuscaloosa,

Carmichael, Clayton, Crawford, Dowling, Dunklin, Edwards, Fuller, Gere, Graham, Grant, Griffin, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Hogue, Hunt, Ingle, Jobu, Kimbrough, May, Moren, Moragne, McAdory, McCall, McMillan, Nevill, Purifoy, Raisler, Reynolds of Talladega, Russell, Samford, Shackelford, Shealy, Shorter, Simpson, Smith of Autanga, Swan, Tatum, Underwood of Franklin, Vines, Watlington, Williams, Whitt, Young of Marion—58.

Also, from same committee, reported favorably to the bill—

H. B. 723. To provide for the compensation of sheriffs for the removal of prisoners when arrested under attachments for contempt;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 57, nays 0.

Yeas—Messrs. Aderholt, Alexander, Anderson, Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Bibb, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Dowling, Dunklin, Edwards, Fuller, Graham, Grant, Griffin, Grisham, Haden, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, John, Kendrick, Kimbrough, May, Moren, McAdory, McCall, McMillan, Nevill, Porter, Purifoy, Raisler, Reynolds of Talladega, Russell, Shealy, Shorter, Simpson, Smith of Autanga, Swan, Tatum, Underwood of Franklin, Vines, Watlington, Wood, Young of Marion—57.

Also, from same committee, reported favorably to the bill—

H. B. 874. To provide notaries public copies of the Code under certain circumstances;

Mr. John moved to lay the bill on the table;

Which motion was carried.

Also, from same committee, reported a substitute for the bill—

H. B. 741. To amend section 4443 of the Code;

The substitute was adopted;

On motion of Mr. Berry, the bill was laid on the table.

Also, from same committee, reported favorably to the bill—

H. B. 920. To amend section 1 of an act to regulate the compensation of sheriffs for the removal of prisoners;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 54, nays 1.

Yeas---Messrs. Anderson, Armstrong, Adkison, Beck of Covington, Beck of Wilcox, Berry, Brewer, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Dowling, Dunklin, Edwards, Fuller, Glover, Graham, Grant, Griffin, Grisham, Haden, Hammond, Hawkins of Barbour, Hawkins of Shelby, Hogue, John, Kendrick, Kimbrough, Lang, May, Moren, Moragne, McCall, Orme, Porter, Purifoy, Raisler, Reynolds of Henry, Russell, Shackelford, Shorter, Simpson, Smith of Antauga, Swan, Tatum, Thagard, Underwood of Franklin, Vines, Walker, Williams, Willett, Wood, Whitt, Young of Marion---54.

Mr. Hunt voted nay.

Also, from same committee, reported favorably, with amendment, to the bill---

H. B. 451. To amend section 4773 of the Code;

The amendment was adopted;

Mr. Edwards moved to amend by adding Elmore county to the provisions of the bill;

Which amendment was adopted;

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 58, nays 0.

Yeas---Messrs. Aderholt, Anderson, Armstrong, Adkison, Avent, Beck of Wilcox, Berry, Bibb, Burnett, Brewer, Brown of Tuscaloosa, Bryles, Carmichael, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Gere, Graham, Grant, Griffin, Grisham, Haden, Hamilton, Hawkins of Barbour, Harris, Hogue, Hunt, John, Kendrick, Kimbrough, Lang, Moren, Moragne, McAdary, McCall, McMillan, Nevill, Orme, Porter, Purifoy, Randle, Reynolds of Henry, Russell, Samford, Shackelford, Shorter, Simpson, Smith of Antauga, Swan, Tatum, Underwood of Franklin, Vines, Williams, Wood, Young of Marion---58.

Also, from same committee, reported favorably to the bill---

H. B. 664. To fix the salary of the Governor of Alabama;

The bill was ordered to a third reading forthwith; read a third time, and lost---yeas 26, nays 41.

Yeas---Messrs. Anderson, Armstrong, Avery, Beck of Wilcox, Burnett, Brewer, Brown of Tuscaloosa, Dunklin, Edwards, Gere, Grant, Grisham, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, John, Kendrick, Kimbrough, Reynolds of Talladega, Simpson, Tatum, Walker, Watlington, Wood, Whitt---26.

Nays—Messrs. Speaker, Aderholt, Alexander, Adkison, Baker, Beck of Covington, Berry, Bibb, Broyles, Clayton, Dowling, Fuller, Garrett, Goree, Glover, Graham, Griffin, Haden, Hall, Hammond, Hogue, Huut, Lang, May, Moren, Moragne, Orme, Porter, Purifoy, Raisler, Reynolds of Henry, Russell, Shackelford, Shorter, Smith of Autauga, Swan, Thagard, Underwood of Franklin, Vines, Williams, Young of Marion—41.

# MESSAGE FROM THE GOVERNOR.

## EXECUTIVE OFFICE,

MONTGOMERY, ALABAMA, February 19, 1883.

*Mr. Speaker:*

The Governor has approved the following bills, which originated in the House:

H. B. 11. To repeal an act of the General Assembly of Alabama, approved December 8th, 1880, to prohibit the sale, giving, distilling, or otherwise disposing of intoxicating beverages in Crenshaw county;

H. B. 64. To repeal an act entitled an act for the protection of fish in Baldwin county, approved February 3d, 1881;

H. B. 232. To regulate the sale or disposing of spirituous, vinous, or malt liquors, or other intoxicating beverages, in the county of Pickens;

H. B. 250. To authorize and empower the corporate authorities of the town of Anniston to levy and collect license taxes upon all occupations and associations that may be carried on within the corporate limits of said town;

H. B. 307. To incorporate the Talladega Real Estate and Loan Association;

H. B. 376. To prohibit the sale, giving away, or other disposition of spirituous, vinous or malt liquors, except in certain cases, in Perryville beat, in Perry county;

H. n. 482. To incorporate the Home Real Estate and Loan Company, of Selma, Alabama;

H. B. 495. To prevent the violation or evasion of prohibition laws, and of the law requiring license to sell vinous, spirituous or malt liquors;

H. B. 561. To authorize the court of county commissioners of Conecuh county to issue the bonds of said county

for an amount, not exceeding \$7,500.00, for the purpose of building a court house in said county;

H. B. 590. To appropriate the sum of \$7,500.00, to be expended in the making of necessary repairs upon the building belonging to the State of Alabama, located at Mobile, and known as the Medical College of Alabama;

H. B. 642. To repeal an act to prohibit the sale and giving away of whisky, or other intoxicating liquors, within six miles of the Baptist church, in the village of McKinley, in Marengo county;

H. B. 699. To prevent the sale or giving away of vicious, spirituous or malt liquors, or other intoxicating beverages, in the county of Choctaw, except by regularly licensed physicians, and to provide penalties for the violation thereof;

H. B. 707. An act for the relief of Oliver M. Smith, late tax collector of Jefferson county;

H. B. 788. To carry into effect any plan or scheme for the compromise, adjustment and settlement of the existing indebtedness of the late corporation of Selma, which may be agreed upon between the creditors of the said city of Selma and the commissioners of the city of Selma, appointed under and by virtue of an act to vacate and annul the charter and dissolve the corporation of the city of Selma, and to provide for the application of the assets thereof to the payment of the debts thereof, approved December 11th, 1882.

W. G. HUTCHESON,  
Recording Secretary.

Mr. Hammond, from the committee on public printing, reported favorably to the bill—

H. B. 757. To amend section 598 of the Code, and provide for publication of the Supreme Court Reports;

On motion of Mr. Brown of Tuscaloosa, the bill was laid on the table.

Mr. Hall, from special committee, reported favorably, with amendment, to the bill—

H. B. 721. To amend an act to prohibit the running at large of stock in the county of Montgomery;

On motion of Mr. Sanford, the bill was recommitted to the special committee, with leave to report at any time.



## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 19, 1883.

*Mr. Speaker:*

The Senate insists on its amendments to the House substitute to the bill—

s. B. 144. To regulate the hiring and treatment of State and county convicts;

And requests the committee of conference thereon; committee on part of Senate, Messrs. Troy, Jones and Brooks of Macon.

And has originated and passed the bills—

s. B. 33. To prevent speculations in futures;

s. B. 415. To make the fund arising from the hire of convicts in Chambers county, part of the fine and forfeiture fund in said county;

s. B. 352. For the preservation of game animals and birds in the county of Hale;

And has passed the bill—

H. B. 46. To prevent the sale, giving away, or otherwise disposing of, vinous, spirituous or malt liquors, or intoxicating hitters (or beverages), by whatsoever name designated, within three miles of any coaling grounds, coal mine, ore mine, factory, furnace, or rolling mill in beats 1, 2, and 3; and of Hillman mines, in beat 9; and of Woodward's coal mines, in Bethlehem beat, in Jefferson county.

W. L. CLAY,

Secretary.

The Bills s. B. 33, s. B. 415, s. B. 352, the titles of which are set forth in the above message, were read once and ordered to a second reading on to-morrow.

On motion of Mr. Wood, the request of the Senate for a committee on conference on the disagreement between the two Houses on the amendments to the bill—

s. B. 144. To regulate the hiring and treatment of State and county convicts;

Was granted.

Committee on the part of the House, Messrs. Wood, Hamilton and Dowling.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 19, 1883.

*Mr. Speaker:*

The President has, in the presence of the Senate, signed the following bills, to which your signature is requested:

s. B. 234. To require persons whose claims against Sumter county have been allowed by the commissioners court thereof against the general fund of said county, to draw their warrants for the amount within six months;

s. B. 309. To incorporate the district of Opelika, and to provide for the government thereof.

W. L. CLAY,  
Secretary.

The Speaker, in the presence of the House, immediately after their titles had been publicly read, signed the above bills, s. B. 234, s. B. 309.

Mr. Hamilton, from the committee on judiciary, reported a substitute to the bill--

H. B. 660. To declare the legal effect of giving security on official bonds;

The substitute was adopted;

The bill was ordered to a third reading forthwith, read a third time and passed--yeas 60, nays 2.

Yeas--Messrs. Speaker, Aderholt, Alexander, Anderson, Adkison, Avent, Beck of Covington, Beck of Wilcox, Berry, Brewer, Brown of Tuscaloosa, Clayton, Fuller, Garrett, Gere, Goree, Glover, Grant, Griffin, Grisham, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, John, Kimbrough, Langdon, May, Moren, Moragne, McAdory, McCall, Nevill, Orme, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tatnm, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Whitt, Young of Marion--60.

Messrs. Edwards and Ingle voted nay--2.

The House adjourned until 4 o'clock p. m.

## AFTERNOON SESSION.

February 19, 1883.

The House met pursuant to adjournment.

On motion of Mr. John, the special order, which was the consideration of the bill, H. B. 195, was temporarily suspended.

## REPORTS FROM COMMITTEES.

Mr. Hamilton, from the committee on judiciary, reported favorably to the bill—

H. B. 746. To amend sub-division 3, of section 109, of the Code;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 53, nays 0.

Yeas—Messrs. Speaker, Armstrong, Adkison, Avent, Beck of Covington, Brewer, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Dowling, Dunklin, Edwards, Gere, Goree, Grant, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, John, Kimbrough, May, Moren, Moragne, Muldon, McAdory, McCall, Nevill, Orme, Purifoy, Raisler, Russell, Shackelford, Shealy, Simpson, Smith of Autauga, Swan, Tattni, Tingle, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Williams, Wood, Young of Marion—53.

Also, from same committee, reported favorably to the bill—

H. B. 854. To authorize the Governor to employ an expert accountant to audit and examine the books, accounts and vouchers, of all public officers who receive or pay out any of the public funds;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 58, nays 0.

Yeas—Messrs. Speaker, Alexander, Anderson, Armstrong, Adkison, Avent, Beck of Wilcox, Berry, Bibb, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Crawford, Dowling, Dunklin, Edwards, Fuller, Gere, Goree, Grant, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, John, Kendrick, Kimbrough, May, Moren, Moragne, Muldon, McAdory, McCall, Nevill, Orme, Purifoy, Raisler, Russell, Shealy, Simpson, Smith of Autauga, Ta-

tum, Tingle, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Williams, Whitt, Young of Marion---58.

Also, from same committee, reported favorably to the bill—

H. B. 908. To amend section 70 of the Code;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 61, nays 0.

Yeas---Messrs. Speaker, Aderholt, Alexander, Armstrong, Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Burnett, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Crawford, Dunklin, Edwards, Fuller, Gere, Goree, Graham, Grant, Griffin, Grisbam, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Ingle, John, Kendrick, Kimbrough, May, Moragne, McAdory, McCall, Nevill, Orine, Purifoy, Raisler, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Antanga, Swan, Tatum, Tingle, Underwood of Franklin, Vines, Walker, Watlington, Wood, Whitt, Young of Marion---61.

Also, from the same committee, reported favorably to the bill—

H. B. 718. To amend sections 4346, 4347, 4348 and 4349, of the Code;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 63, nays 0.

Yeas---Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Beck of Wilcox, Berry, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Dowling, Dunklin, Edwards, Gere, Goree, Glover, Graham, Grant, Griffin, Grisbam, Haden, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Langdon, May, Moren, Moragne, McAdory, Nevill, Purifoy, Raisler, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Antanga, Swan, Tatum, Tingle, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Williams, Whitt, Young of Marion---63.

Also, from same committee, reported favorably to the bill---

H. B. 416. To protect *bona fide* purchasers of property in certain cases;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 62, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Armstrong, Adkison, Avent, Avery, Baker, Beck of Wilcox, Berry, Bibb, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Dowling, Dunklin, Edwards, Fuller, Gere, Goree, Glover, Grant, Griffin, Grisham, Haden, Hamilton, Hawkins of Barbour, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Langdon, May, Moren, Moragne, McAdory, McCall, Nevill, Porter, Purifoy, Raisler, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Autanga, Swan, Tingle, Underwood of Franklin, Vines, Walker, Williams, Wood, Whitt, Young of Marion—62.

Also, from same committee, reported favorably to the bill—

H. B. 499. To compel butchers to keep a record of the marks and brands on all stock of every description by them slaughtered for sale ;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 71, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Dowling, Dunklin, Fuller, Garrett, Gere, Glover, Graham, Grant, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Langdon, May, Moren, Moragne, McAdory, McCall, Nevill, Orme, Porter, Purifoy, Raisler, Russell, Sanford, Shealy, Shorter, Simpson, Smith of Autanga, Swan, Tingle, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Williams, Wood, Whitt, Young of Marion—71.

Also, from the same committee, reported favorably to the bill—

H. B. 424. For the relief of William K. McConnell, late tax collector of Dallas county ;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 60, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Wilcox, Berry, Burnett, Browne of Talladega, Brown of Tusca-

loosa, Carmichael, Clayton, Crawford, Dowling, Dunklin, Edwards, Fuller, Garrett, Gere, Goree, Glover, Graham, Grisham, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, John, Kinbrough, Langdon, Moren, Moragne, McAdory, McCall, Nevill, Porter, Purifoy, Raisler, Russell, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tingle, Underwood of Franklin, Vines, Walker, Watlington, Wood, Whitt, Young of Marion—60.

The special order, which was the consideration of the bill—

H. B. 195. To authorize the Governor to purchase six hundred copies of Berney's Hand Book of Alabama;

Was taken up;

On motion of Mr. Langdon the bill was laid on the table.

#### MESSAGE FROM THE SENATE.

#### SENATE CHAMBER,

February 19, 1883.

*Mr. Speaker:*

The Senate has originated and passed the bill:

S. B. 325. To amend section three (3) of an act to provide for the official declaration of election of certain officers in this State, and to prescribe the time in which official bonds shall be given, approved February 10th, 1881;

And has passed the bills:

H. B. 375. To require the courts of county commissioners of Conecuh and Monroe to provide for working the old Federal road, the boundary line between said counties;

H. B. 101. To incorporate the Coosa Mining and Manufacturing Company;

And has amended, as therein shown, and passed the bill:

H. B. 743. In execution of the power of the State of Alabama in relation to the lands granted to this State which are within fifteen miles from and on each side of the line of the railroad heretofore known as the Alabama and Chattanooga railroad, by the act of Congress of June 3d, 1856, entitled an act granting public lands in alternate sections to the State of Alabama to aid in the construction of certain railroads in said State, and the act of Congress of April 10th, 1869, entitled an act to renew certain grants of land to the State of Alabama;

And has originated and passed the bills:

s. B. 404. To punish any person who discharges fire-arms of any description within 200 yards of any point on the Bay Shell-road, in Mobile county;

s. B. 243. To amend section 4990 of the Code;

s. B. 267. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating litters, at or within a half mile of the Tuscaloosa depot of the Alabama Great Southern railroad, in Tuscaloosa county;

s. B. 366. To prohibit the sale, giving away, or otherwise disposing of intoxicating beverages, within five miles of Hurricane Bayou, in the county of Baldwin;

s. B. 289. To prohibit the sale of vinous, spirituous or malt liquors within three miles of Mount Pleasant church, in Barbour county, Alabama;

s. B. 312. To amend section 1544 of the Code, so far as the same relates to Chilersburg precinct, in Talladega county;

And ordered the same forthwith to the House, without engrossment.

W. L. CLAY,  
Secretary.

The bills, s. 325, s. 404, s. 243, s. 267, s. 366, s. 289, s. 312, the titles of which are set forth in the above message, were severally read once, and ordered to a second reading on to-morrow.

On motion of Mr. John, the House concurred in the Senate amendments to the bill, H. B. 743, the title of which is set forth in the above message—yeas 52, nays 0.

Yeas—Messrs. Speaker, Aderholt, Anderson, Adkison, Avery, Beck of Wilcox, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Dowl-  
ing, Dunklin, Ferrell, Fuller, Garrett, Gere, Glover, Graham, Grant, Griffin, Grisham, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Hunt, John, Kendrick, Kimbrough, Moren, Moragne, McAdory, Porter, Purifoy, Raiser, Reynolds of Henry, Reynolds of Talladega, Russell, Shackelford, Sbealy, Simpson, Swan, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Whitt, Young of Marion—52.

Mr. Hamilton, from the committee on judiciary, reported favorably to the bill—

H. B. 148. To render competent as witnesses in the courts of this State certain persons;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 45, nays 10.

Yeas—Messrs. Speaker, Aderholt, Anderson, Avery, Baker, Beck of Covington, Beck of Wilcox, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Dunklin, Fuller, Gere, Goree, Graham, Grant, Griffin, Grisham, Hamilton, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Hogue, John, Kendrick, Kimbrough, Langdon, May, Moren, McAdory, Orme, Porter, Purifoy, Reynolds of Talladega, Russell, Sanford, Simpson, Smith of Antanga, Vines, Walker, Whitt—45.

Nays—Messrs. Adkison, Bibb, Dowling, Ferrell, Glover, Haden, Moragne, Willett, Wood, Young of Marion—10.

Also, from same committee, reported favorably to the bill—

H. B. 905. To amend section 573 of the Code;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 60, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Dowling, Dunklin, Edwards, Fuller, Gere, Goree, Grant, Griffin, Grisham, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hogue, Ingle, John, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Muldon, McAdory, McCall, Nevill, Orme, Purifoy, Raisler, Reynolds of Henry, Russell, Sanford, Shackelford, Simpson, Swan, Underwood of Franklin, Vines, Watlington, Willett, Wood, Whitt, Young of Marion—60.

Also, from the same committee, reported favorably to the bill—

H. B. 299. To incorporate the Grand Lodge of Knights of Pythias of the State of Alabama, and the subordinate lodges under its jurisdiction;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 67, nays 0.

Yeas—Messrs. Aderholt, Anderson, Adkison, Avent, Beck of Covington, Beck of Wilcox, Berry, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Crawford, Dowling, Dunklin, Edwards, Gere, Goree, Glover, Graham, Grant, Grisham, Haden,



Hamilton, Hammonnd, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, John, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, Muldon, McAdory, McCall, Nevill, Orme, Porter, Purifoy, Reynolds of Henry, Russell, Samford, Shackelford, Shorter, Simpson, Smith of Antanga, Swan, Tatum, Tingle, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Whitt, Young of Marion—67.

Also, from same committee, reported favorably to the bill—

H. B. 599. An act to regulate the collection of debts secured by a pledge of personal property, or securities, by sale of the property or securities so in pledge;

The bill was ordered to third reading forthwith, read a third time and passed—yeas 53, nays 0.

Yeas—Messrs. Adkison, Avent, Beck of Wilcox, Berry, Bibb, Burnett, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Dunklin, Ferrell, Fuller, Gere, Glover, Grant, Grisham, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, John, Kendrick, Kimbrough, Lang, Langdon, Moren, Moragne, McAdory, Porter, Purifoy, Raiser, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Shackelford, Shealy, Shorter, Simpson, Smith of Antanga, Swan, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Willett, Wood, Whitt, Young of Marion—53.

Also, from same committee, reported favorably to the bill—

H. B. 353. To repeal sections 518, 519, 520 and 521 of the Code;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 62, nays 0.

Yeas—Messrs. Aderholt, Alexander, Anderson, Armstrong, Adkison, Avery, Beck of Wilcox, Berry, Bibb, Burnett, Brown of Tuscaloosa, Clayton, Crawford, Dunklin, Edwards, Ferrell, Fuller, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, John, Kimbrough, Langdon, Moren, Moragne, McAdory, McCall, Nevill, Orme, Porter, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Shackelford, Shealy, Shorter, Simpson, Smith of Antanga, Swan, Tingle, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Willett, Wharton, Young of Marion—62.

Also, from same committee, reported favorably, with amendment, to the bill—

H. B. 176. To amend an act entitled an act to amend section 4205 of the Code;

The amendment was adopted;

The bill was ordered to a third reading forthwith, read a third time;

Mr. Berry moved to reconsider the vote by which the bill was ordered to a third reading, which motion was lost;

Mr. Berry moved to lay the bill on the table, which motion was lost;

The bill was passed—yeas 49, nays 12.

Yeas—Messrs. Aderholt, Alexander, Anderson, Armstrong, Adkison, Beck of Covington, Burnett, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Crawford, Dowling, Dunklin, Ferrell, Fuller, Gere, Grant, Grisham, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Kendrick, Kimbrough, Moren, McAdary, McCall, Nevill, Orme, Reynolds of Henry, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Underwood of Franklin, Vines, Walker, Watlington, Willett, Wood, Whitt---49.

Nays---Messrs. Avery, Berry, Bibb, Edwards, Goree, Griffin, Hunt, Langdon, Porter, Raisler, Thagard, Williams ---12.

#### MESSAGE FROM THE GOVERNOR.

##### EXECUTIVE OFFICE,

Montgomery, Ala., February 19, 1883.

##### *To the Senate and House of Representatives:*

In response to the joint resolution of the two Houses of this date, I respectfully inform you that the Warden of the penitentiary has no official bond filed and recorded in the office of the State Auditor, as required by section 4535 of the Code. The Warden claims, that before entering upon his duties, he made such bond, and that it was approved by the Governor. It is proper also to say, that the Warden, learning that his bond was not on file, and was not recorded in the proper office, first informed me of the fact. He was at once required to substitute for the missing bond, a new bond covering the entire period of his administration, and

reasonable time was given him in which to do this. No other State official is performing the duties of his office without the bond required by law.

E. A. O'NEAL,  
Governor.

On motion of Mr. Berry, the communication was referred to the committee appointed to investigate the subject.

#### MESSAGE FROM THE SENATE.

#### SENATE CHAMBER,

February 19, 1883.

*Mr. Speaker:*

The Senate has originated and passed, and ordered to the House forthwith, without engrossment, the bills---

s. B. 283. To prevent drunkenness by persons holding office under the laws of Alabama, for any county thereof;

s. B. 343. To authorize a subscription by the State to the third volume of Brickell's Digest of Alabama Reports;

s. B. 66. To amend section 4355 of the Code;

s. B. 349. To authorize the judges of the circuit, city and supreme court, and chancellors, to suggest amendments and additions to the statute laws of this State.

WM. L. CLAY,  
Secretary.

The bills, s. B. 283, s. B. 343, s. B. 66, s. B. 349, the titles of which are set forth in the above message, were read once and ordered to a second reading on to-morrow.

Mr. Hamilton, from committee on judiciary, reported favorably to the bill—

s. B. 462. To amend section 4446 of the Code;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 62, nays 2.

Yeas—Messrs. Anderson, Armstrong, Adkison, Avent, Beck of Wilcox, Bibb, Burnett, Browne of Talladega, Brown of Tuscaloosa, Broyles, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Gere, Graham, Grant, Griffin, Grisham, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, John, Kendrick, Kinbrough, Lang, May, Moren, McAdory, McCall, Nevill, Orme, Porter, Purifoy, Raisler,

Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Franklin, Vines, Walker, Willett, Wood, Whitt, Young of Marion—62.

Nays—Messrs. Berry and Harris.

Also, from same committee, reported favorably to the bill—

H. B. 910. To repeal section 2126 of the Code ;

The bill was ordered to a third reading forthwith ; read a third time, and passed—yeas 42, nays 29.

Yeas—Messrs. Armstrong, Avent, Avery, Beck of Cavington, Beck of Wilcox, Berry, Bibb, Burnett, Browne of Talladega, Brown of Tuscaloosa, Crawford, Fuller, Garrett, Goree, Graham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hogue, John, Kendrick, Kimbrough, Lang, Moren, McAdory, McCall, Purifoy, Raisler, Reynolds of Henry, Russell, Sanford, Shorter, Simpson, Smith of Autauga, Swan, Tatum, Vines, Walker, Watlington, Whitt—42.

Nays—Messrs. Aderholt, Adkison, Carmichael, Clayton, Dowling, Dunklin, Edwards, Ferrell, Gere, Glover, Grant, Grisham, Hall, Hawkins of Shelby, Ingle, May, Moragne, Nevill, Orme, Porter, Reynolds of Talladega, Shackelford, Shealy, Tingle, Thagard, Underwood of Franklin, Willett, Wood, Young of Marion—29.

Also, from same committee, reported favorably to the bill—

H. B. 438. To make thanksgiving day a legal holiday in the counties of Montgomery and Dallas ;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 50, nays 4.

Yeas—Messrs. Aderholt, Adkison, Avent, Avery, Beck of Wilcox, Berry, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Crawford, Dowling, Dunklin, Ferrell, Fuller, Glover, Grant, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, John, Kendrick, Kimbrough, Lang, Moren, McAdory, McCall, Nevill, Purifoy, Reynolds of Talladega, Russell, Sanford, Shorter, Simpson, Swan, Tatum, Tingle, Thagard, Underwood of Franklin, Vines, Walker, Williams, Willett, Wharton, Young of Marion—50.

Nays—Messrs. Moragne, Orme, Raisler and Whitt—4.

Also, from same committee, reported favorably to the bill—

H. B. 364. To amend section 2247 of the Code ;

The bill was ordered to a third reading forthwith, read a third and passed---yeas 64, nays 0.

Yeas--Messrs. Aderholt, Armstrong, Adkison, Avent, Avery, Baker, Beck of Wilcox, Berry, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Clayton, Dowling, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hunt, John, Kendrick, Kimbrough, Lang, May, Moren, Moragne, McAdory, McCall, Nevill, Orme, Porter, Puriloy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Shackelford, Shorter, Swan, Tingle, Tbagard, Underwood of Franklin, Vines, Walker, Williams, Willett, Wood, Wharton, Young of Marion--64.

Mr. Hall, from special committee, reported favorably, with amendment to the bill, H. B. 721 ;

The amendment was adopted ;

The bill was ordered to a third reading forthwith, read a third time ;

Mr. Griffin moved to reconsider the vote by which the bill was ordered to a third reading, which motion was carried ;

Mr. Griffin offered an amendment ;

Mr. Hall moved to lay the amendment on the table, which motion was lost ;

Mr. Hall moved to lay the bill and amendment on the table, which motion was carried.

#### MESSAGE FROM THE SENATE.

##### SENATE CHAMBER,

February 19, 1883.

*Mr. Speaker :*

The Senate has originated and passed the bills :

s. B. 178. To require railroad companies and persons operating railroads in this State to give proper receipts to shippers and consignees of freight ;

s. B. 171. To authorize the conductor of a train to put off a passenger and his baggage when such passenger refuses to pay his fare ,

s. B. 167. To protect passengers from drunk and disorderly persons, while traveling on railroad cars;

s. B. 295. To provide for the comfort and accommodation of passengers at each of the passenger depots, along the line of every railroad operated by any railroad company or person in this State.

W. L. CLAY,  
Secretary.

The bills, s. B. 178, s. B. 171, s. B. 167, s. B. 295, the titles of which are set forth in the above message, were severally read once, and ordered to a second reading on to-morrow.

Mr. Hamilton, from the committee on judiciary, reported a substitute to the bill—

H. B. 519. To authorize proceedings in equity in certain cases of insolvency;

The substitute was adopted;

The bill was ordered to a third reading forthwith, read a third and lost—yeas 19, nays 36.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 19, 1883.

*Mr. Speaker:*

The Senate has originated and passed, and ordered to the House forthwith, without engrossment, the bills—

s. B. 397. To amend sections five, seven, thirteen, seventeen, thirty-one, thirty-seven, thirty-eight and forty of an act to establish a new city charter for Enfield, approved February 20, 1870;

s. B. 219. To amend section 4373 of the Code;

s. B. 361. To fix the compensation of sheriffs for attending chancery courts in this State;

s. B. 413. To amend an act to amend section 4203 of the Code, approved March 1, 1881.

W. L. CLAY,  
Secretary.

The bills, s. B. 397, s. B. 219, s. B. 361, s. B. 413, the titles of which are set forth in the above message, were

severally read once, and ordered to a second reading on to-morrow.

Mr. Hamilton, from the committee on judiciary, reported a substitute to the bill—

H. B. 234. To amend an act entitled an act to amend section 4358 of the Code, approved November 26, 1880;

The substitute was adopted;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 47, nays 5.

Yeas—Messrs. Speaker, Avent, Avery, Baker, Beck of Wilcox, Berry, Bibb, Browne of Talladega, Broyles, Clayton, Crawford, Dowling, Dunklin, Ferrell, Fuller, Gere, Graham, Grant, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hunt, John, Kendrick, Kimbrough, Moren, McAdory, McCall, Nevill, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Samford, Shealy, Shorter, Simpson, Smith of Antanga, Swan, Thagard, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Young of Marion---47.

Nays---Messrs. Hall, Moragne, Russell, Walker, Whitt---5.

Also, from same committee, reported a substitute to the bill---

H. B. 106. To better provide for the protection of animal life against poison in the State of Alabama;

The substitute was adopted;

Mr. Vines moved to amend by striking out the word "dog;"

Which amendment was adopted;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 51, nays 0.

Yeas---Messrs. Speaker, Aderholt, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Brewer, Browne of Talladega, Broyles, Clayton, Crawford, Dowling, Gere, Glover, Grant, Griffin, Haden, Hall, Hamilton, Hawkins of Shelby, Harris, Hogue, Hunt, John, Kendrick, Kimbrough, May, Muldon, McAdory, McCall, Nevill, Raisler, Reynolds of Henry, Russell, Samford, Shealy, Simpson, Smith of Antanga, Swan, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Whitt, Young of Marion---53.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 19, 1883.

*Mr. Speaker:*

The Senate has originated and passed the bills:

s. b. 280. To require the clerk of the board of revenue of Montgomery county to give bond;

s. b. 395. To prevent the use of buildings for keeping or exhibiting gaming tables;

s. b. 396. To amend section 2131 of the Code, declaring gaming contracts void;

s. b. 368. To amend section nine (9) of an act entitled an act to provide for the regulation of railroad companies and persons operating railroads in this State, approved February 26, 1881.

W. L. CLAY,  
Secretary.

The bills, s. 280, s. 395, s. 396, s. 368, the titles of which are set forth in the above message, were severally read once, and ordered to a second reading on to-morrow.

Mr. Hamilton, from same committee, reported a substitute for the bill---

H. b. 926. To secure the payment of money due for the hire of county convicts;

The substitute was adopted;

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 54, nays 1.

Yeas---Messrs. Speaker, Aderholt, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Bibb, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Clayton, Crawford, Dowling, Fuller, Gere, Glover, Graham, Grant, Griffin, Haden, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, John, Kimbrough, Moren, Moragne, Muldon, McAdory, McCall, Nevill, Purifoy, Raisler, Reynolds of Henry, Russell, Shealy, Shorter, Simpson, Smith of Antauga, Swan, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Whitt, Young of Marion---54.

Nay---Mr. Wharton---1.

Mr. John, from the committee on judiciary, reported favorably to the bill---



H. B. 253. To protect the rights of tenants for years, or for life, and of remaindermen in money coming into the hands of probate judges of this State;

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 54, nays 1.

Yeas---Messrs. Speaker, Aderholt, Avent, Avery, Beck of Wilcox, Berry, Bibb, Brewer, Browne of Talladega, Brown of Tuscaloosa, Clayton, Crawford, Dowling, Fuller, Gere, Glover, Grant, Griffin, Haden, Hamilton, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, John, Kimbrough, May, Moren, Muldon, McAdory, McCall, Nevill, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Shackelford, Shealy, Shorter, Simpson, Smith of Antauga, Swan, Tatum, Thagard, Underwood of Franklin, Vines, Walker, Willett, Wharton, Whitt, Young of Marion---53.

Mr. Moragne voted nay.

Mr. Hamilton, from the committee on judiciary, reported favorably to the bill---

H. B. 611. To amend section 2252 of the Code;

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 38, nays 16.

Yeas---Messrs. Speaker, Aderholt, Avent, Beck of Covington, Beck of Wilcox, Berry, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Clayton, Gere, Glover, Haden, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, John, Kendrick, May, Moren, McAdory, Nevill, Purifoy, Reynolds of Henry, Russell, Shealy, Simpson, Swan, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wharton, Young of Marion---38.

Nays---Messrs. Avery, Bibb, Fuller, Griffin, Hamilton, Hunt, Kimbrough, Moragne, McCall, Raisler, Shackelford, Shorter, Smith, Tingle, Walker, Whitt---16.

#### MESSAGE FROM THE SENATE.

#### SENATE CHAMBER,

February 19, 1883.

*Mr. Speaker :*

The Senate has originated and passed the bills:

S. B. 350. To amend section 3656 of the Code;

S. B. 367. To amend sections 1, 2 and 3 of an act to authorize the commissioners court, or court or board of county

revenues of the counties of Marengo, Sumter, Montgomery, Hale, Dallas, Autauga, Wilcox, Lowndes, Russell, Monroe, Lawreoe and Perry to establish or abolish districts in which stock may be prevented from running at large, approved February 28, 1881;

And ordered the same forthwith to the House, without engrossment.

W. L. CLAY,  
Secretary.

The bills, s. 350, s. 367, the titles of which are set forth in the above message, were read once, and ordered to a second reading on to-morrow.

On motion of Mr. Aderholt, the House adjourned until 10 o'clock to-morrow.

## FORTY-EIGHTH DAY.

HOUSE OF REPRESENTATIVES,

TUESDAY, February 20, 1883.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Shackelford, of the House.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, Muldon, McAdory, McCall, McMillan, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Franklin, Vines, Walker, Watlingtoo, Williams, Willett, Wood, Whartoo, Whitt, Young of Marion—89.

On motion of Mr. Hawkins, of Jefferson, the reading of the journal was dispensed with.

Mr. Underwood, of Colhert, was granted leave of absence for the balance of the session, on account of sickness, and to Mr. McIntyre, for the same reason.

# ENGROSSED BILLS.

## HOUSE OF REPRESENTATIVES,

FEBRUARY 20, 1883.

*Mr. Speaker:*

The committee on engrossed bills report the following bills correctly engrossed :

H. B's. 234, 611, 106, 926, 253.

MAC. A. SMITH,  
Chairman *pro tem*.

On motion of Mr. Hawkins, of Barbour, the special order for this hour, the consideration of H. B. 54, was postponed and made the special order for to-morrow at 12 m.

Mr. Browne, from the committee on enrolled bills, reported as correctly enrolled the following bills, and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills, viz :

H. B. 596. To regulate the mode of selecting, drawing and empaneling, grand and petit jurors for the county of Mobile ;

H. B. 101. To incorporate the Coosa Mining and Manufacturing Company ;

H. B. 46. To prevent the sale, giving away, or otherwise disposing of vinous, spirituous or malt liquors, or intoxicating bitters or beverages, by whatsoever name designated, within three miles of any coaling ground, coal mine, ore mine, factory, furnace or rolling mill, in beat 1, 2 and 3, and of Hillman's mines in beat 9, and of Woodward's coal mines in Bethlehem beat, in Jefferson county ;

H. B. 743. In execution of the power of the State of Alabama, in relation to the lands granted to this State, which are within fifteen miles from and on each side of the line of the railroad heretofore known as the Alabama and Chattanooga railroad, by the act of Congress of June 3, 1856, entitled an act granting public lands in alternate sections to the State of Alabama, to aid in the construction of certain rail-

roads in said State, and the act of Congress of April 10, 1869, entitled an act to renew certain grants of land to the State of Alabama;

H. B. 375. To require the courts of county commissioners of Conecuh and Monroe counties to provide for working the Old Federal Road, the boundary line between said counties.

#### BILLS ON SECOND READING.

The bills—

S. B. 325. To amend section 3 of an act to provide for the official declaration of election of certain officers in this State, and to prescribe the time in which official bonds shall be given, approved February 10, 1881;

S. B. 221. To provide for the appointment of an official stenographer for the city court of Montgomery and other courts held in said county, and to define his duties and regulate his compensation;

S. B. 371. To amend sub-division three (3) of section 3069 of the Code.

S. B. 327. To authorize the Alabama State Bar Association to institute and prosecute proceedings to disbar practicing attorneys;

S. B. 396. To amend section 2131 of the Code, declaring gaming contracts void;

S. B. 413. To amend an act to amend section 4203 of the Code, approved March 1, 1881;

S. B. 361. To fix the compensation of sheriffs for attending chancery courts in this State;

S. B. 243. To amend section 4990 of the Code;

S. B. 349. To authorize the judges of the circuit, city and supreme court, and chancellors, to suggest amendments and additions to statute laws of this State;

S. B. 33. To prevent speculations in futures;

S. B. 66. To amend section 4355 of the Code;

S. B. 343. To authorize a subscription by the State to the third volume of Brickel's Digest of Alabama Reports;

S. B. 395. To prevent the use of buildings for keeping or exhibiting gaming tables;

S. B. 219. To amend section 4373 of the Code;

S. B. 350. To amend section 3656 of the Code;

Were severally read a second time and referred to the committee on judiciary.

The bills—

s. B. 367. To amend section 1, 2 and 3, of an act to authorize the commissioners court, or court or board of county revenues of the counties of Marengo, Sumter, Montgomery, Hale, Dallas, Antauga, Wilcox, Lowndes, Russell, Monroe, Lawrence and Perry, to establish or abolish districts in which stock may be prevented from running at large, approved February 28, 1881;

s. B. 415. To make the fund arising from the hire of convicts in Chambers county part of the fine and forfeiture fund in said county;

s. B. 312. To amend section 1544 of the Code, so far as the same relates to Childersburg precinct, in Talladega county;

s. B. 280. To require the clerk of the board of revenue of Montgomery county to give bond;

Were severally read a second time and referred to the committee on local legislation.

The bill—

s. B. 397. To amend sections 5, 7, 13, 17, 31, 37, 38 and 40, of an act to establish a new city charter for Enfaula, approved February 20, 1870;

Was read a second time and referred to the committee on corporations.

The bill---

s. B. 404. To punish any person who discharges fire arms of any description within 200 yards of any point on the Bay Shell road in Mobile county;

Was read a second time and referred to the committee on ways and means.

The bills---

s. B. 178. To require railroad companies and persons operating railroads in this State, to give proper receipts to shippers and consignees of freight;

s. B. 167. To protect passengers from drunk and disorderly persons while traveling on railroad cars;

s. B. 295. To provide for the comfort and accommodation of passengers at each of the passenger depots along the line of every railroad company or person in this State;

s. B. 171. To authorize the conductor of a train to put off a passenger and his baggage when such passenger refuses to pay his fare;

s. B. 368. To amend section 9 of an act entitled an act to provide for the regulation of railroad companies and per-

sous operating railroads in this State, approved February 26, 1881;

Were severally read the second time and referred to the committee on commerce and common carriers.

The bill—

s. B. 352. For the preservation of game animals and birds in the county of Hale;

Was read a second time and referred to the committee on federal relations;

The bill—

s. B. 289. To prohibit the sale of vinous, spirituous or malt liquors within three miles of Mount Pleasant church, in Barbour county, was read the second time and referred to the committee on temperance.

The bill—

H. B. 218. To amend section 2161 of the Code;

Under consideration at adjournment yesterday, was read a third time and passed—yeas 37, nays 21.

Yeas—Messrs. Aderholt, Adkison, Avent, Avery, Berry, Bibb, Brewer, Browne of Talladega, Carmichael, Fuller, Gere, Griffin, Haden, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Kimbrough, Lang, May, Moren, McAdory, Nevill, Orme, Purifoy, Reynolds of Talladega, Russell, Scarborough, Simpson, Smith of Autauga, Vines, Walker, Watlington, Wharton, Whitt, Young of Marion—37.

Nays—Messrs. Speaker, Alexander, Anderson, Clayton, Crawford, Glover, Grisham, Ingle, Moragne, Muldon, McCall, Porter, Reynolds of Henry, Sanford, Shackelford, Shealy, Swan, Tatum, Tingle, Underwood of Franklin, Young of Marion—21.

Mr. John, from judiciary committee, reported favorably to the bill—

H. B. 180. To amend an act entitled an act to amend section 3524 of the Code, approved January 17, 1879;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 50, nays 11.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Beck of Covington, Burnett, Brewer, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Ferrell, Garrett, Gere, Goree, Grant, Griffin, Grisham, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Ingle, John, Kimbrough, Moren, McAdory, Nevill, Orme, Porter, Purifoy, Robinson,

Russell, Samford, Shackelford, Shealy, Shorter, Simpson, Swan, Thagard, Underwood of Franklin, Vines, Watlington, Williams, Wharton, Whitt—50.

Nays—Messrs. Baker, Berry, Bibb, Edwards, Harris, Lang, Reynolds of Henry, Reynolds of Talladega, Thagard, Williams, Whitt—11.

Also, from same committee, reported favorably to the bill—

H. B. 713. To repeal an act to amend section 5030 (3517) of the Code (so far as the same relates to certain counties), approved February 13, 1879 ;

The bill was amended by striking out the proviso, which excepted Mobile, Montgomery and Dallas counties ;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 38, nays 23.

Yeas—Messrs. Aderholt, Anderson, Avery, Berry, Browne of Talladega, Brown of Tuscaloosa, Broyles, Clayton, Crawford, Edwards, Ferrell, Fuller, Gere, Goree, Graham, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Hogue, John, Kendrick, Kimbrough, Moren, Muldon, McAdory, McCall, Nevill, Orme, Powell, Purifoy, Reynolds of Henry, Shealy, Simpson, Smith of Autauga, Vines, Walker, Wharton, Whitt—38.

Nays—Messrs. Speaker, Alexander, Armstrong, Adkison, Avent, Baker, Beck of Covington, Bibb, Burnett, Dunklin, Grant, Griffin, Grisham, Haden, Hawkins of Barbour, Lang, Porter, Raisler, Reynolds of Talladega, Russell, Shorter, Tingle, Underwood of Franklin—23.

Also, from same committee, reported favorably to the bill—

H. B. 703. To amend section 4849 of the Code ;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 66, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Berry, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Crawford, Dunklin, Edwards, Ferrell, Fuller, Gere, Goree, Grant, Griffin, Grisham, Hall, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Ingle, John, Kimbrough, Lang, Moren, Moragne, McAdory, McCall, McMillan, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Shealy, Simpson, Smith

of Autauga, Swan, Tingle, Underwood of Franklin, Vines, Watlington, Wharton, Whitt, Young of Marion---66.

Also, from the same committee, reported favorably to the bill—

H. B. 444. To protect persons dealing with minors carrying on business;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 61, nays 3.

Yeas---Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Gere, Goree, Grant, Griffin, Grisham, Haden, Hall, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, John, Kendrick, Kimbrough, Lang, May, Moren, McAdory, McMillan, Nevill, Porter, Powell, Purifoy, Raiser, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shealy, Simpson, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Wharton, Whitt, Young of Marion---61.

Nays---Messrs. Edwards, Moragne, McCall---3.

Also, from same committee, reported favorably to the bill—

H. B. 179. To amend section 2166 of the Code;

The bill was ordered to a third reading forthwith, read a third time and lost---yeas 22, nays 42.

Also, from the same committee, reported favorably to the bill—

H. B. 749. To regulate the trial of misdemeanors in the county of Bibb;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 60, nays 1.

Yeas---Messrs. Aderholt, Anderson, Beck of Covington, Berry, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Gere, Goree, Graham, Grant, Griffin, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Lang, Moren, Moragne, McAdory, McCall, McMillan, Nevill, Orme, Porter, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Scarborough, Shackelford, Shealy, Simpson, Smith of Autauga, Swan, Tatum, Thagard, Underwood of Franklin, Vines,



Watlington, Willett, Wharton, Whitt, Young of Marion---60.

Nays—Bibb.

Mr. Hamilton, from judiciary committee, reported favorably to the bill---

H. B. 750. To provide for the speedy trial of persons charged with misdemeanors, in the county of Bibb;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 55, nays 0.

Yeas--Messrs. Aderholt, Anderson, Avent, Baker, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Dunklin, Fuller, Gere, Graham, Grant, Grisham, Haden, Hall, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Kendrick, Kimbrough, Lang, May, Moren, Moragne, McAdory, McCall, Orme, Porter, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Shackelford, Simpson, Smith of Autauga, Swan, Tatam, Tingle, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion---55.

Also, from same committee, reported favorably, with amendment, to the bill---

H. B. 752. To regulate the fees of circuit solicitor in county court;

The amendment was adopted;

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 28, nays 25.

Yeas--Messrs. Aderholt, Anderson, Avent, Burnett, Browne of Talladega, Brown of Tuscaloosa, Broyles, Gere, Griffin, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Hogue, Kimbrough, Lang, May, Moren, McAdory, Shealy, Smith of Autauga, Tatam, Vines, Walker, Watlington, Wood, Wharton, Whitt---28.

Nays--Messrs. Armstrong, Avery, Berry, Bibb, Clayton, Dowling, Glover, Grisham, Haden, Hall, Ingle, Moragne, Orme, Porter, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Scarborough, Swan, Underwood of Franklin, Williams, Willett, Young of Marion---25.

Also, from same committee, reported favorably to the bill---

H. B. 59. To incorporate the East Alabama Mining and Manufacturing Company;

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 53, nays 0.

Yeas—Messrs. Aderholt, Anderon, Adkison, Avery, Beck of Covington, Beck of Wilcox, Berry, Bibb, Browne of Talladega, Brown of Tuscaloosa, Clayton, Crawford, Dunklin, Edwards, Ferrell, Fuller, Goree, Grant, Haden, Hamilton, Hammoud, Hawkins of Barbour, Hawkins of Shelby, Hogue, Ingle, John, Kimbrough, Lang, May, Moren, McAdory, McCall, Porter, Purifoy, Raisler, Reynolds of Henry, Russell, Samford, Scarborough, Shackelford, Shealy, Smith of Antanga, Swan, Tatum, Tingle, Underwood of Franklin, Vines, Walker, Watlington, Willett, Wood, Wharton, Whitt—53.

Also, from same committee, reported favorably to the bill—

H. B. 644. To amend section 3893 of the Code;

The bill was ordered to a third reading forthwith; read a third time and passed—yeas 52, nays 0.

Yeas—Messrs. Alexander, Anderson, Adkison, Avent, Beck of Covington, Beck of Wilcox, Berry, Bibb, Browne of Talladega, Brown of Tuscaloosa, Clark, Clayton, Crawford, Dowling, Edwards, Ferrell, Goree, Graham, Grant, Hamilton, Hawkins of Barbour, Hawkins of Shelby, Kimbrough, Lang, Langdon, May, Moren, McAdory, McCall, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Russell, Samford, Scarborough, Shealy, Shorter, Simpson, Smith of Antanga, Swan, Tatum, Underwood of Franklin, Vines, Walker, Watlington, Willett, Wharton, Young of Marion—52.

Also, from same committee, reported favorably to the bill—

H. B. 516. To amend section 712 of the Code;

The bill was ordered to a third reading forthwith; read a third time and passed—yeas 60, nays 0.

Yeas—Messrs. Speaker, Aderholt, Anderson, Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Grant, Griffin, Grisham, Haden, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hunt, Ingle, Kendrick, Kimbrough, Lang, Langdon, McAdory, McCall, Nevill, Porter, Powell, Purifoy, Reynolds of Henry, Russell, Samford, Scarborough, Shealy, Shorter, Simpson, Smith of Antanga, Swan, Tingle, Underwood of Franklin, Vines, Whitt, Young of Marion—60.

## MESSAGE FROM THE SENATE.

## SENATE CHAMBER,

February 20, 1883.

*Mr. Speaker:*

The Senate has originated and passed, and ordered forthwith to the House, without engrossment, the bills---

S. B. 401. To amend an act to prevent in certain cases the sale, exchange or transportation of cotton in the counties of Montgomery, Bullock, Dallas, Russell, Lowndes, Wilcox, Sumter, Autauga, and in beats 1, 2, 3, 4, 5, 6, 7, 8 and 9 of Hale, and of cotton produced in said counties, so far as Hale county is concerned;

And has passed the bill---

H. B. 511. To alter and amend the charter of the city of Huntsville, as established by an act approved March the 3d, 1870, entitled an act to establish a new charter for the city of Huntsville, and an act approved February 17, 1871, entitled an act to amend an act to establish a new charter for the city of Huntsville;

And has amended, as therein shown, and passed, the bill---

H. B. 773. To authorize an election to prohibit the sale, giving away, or otherwise disposing of, spirituous, vinous or malt liquors, or intoxicating bitters, in the county of Lee.

W. L. CLAY,  
Secretary.

The bill, S. B. 401, the title of which is set forth in the above message, was read once and ordered to a second reading on to-morrow.

The House concurred in the Senate amendments to the

H. B. 773. To authorize an election to prohibit the sale, giving away, or otherwise disposing of, spirituous, vinous or malt liquors, or intoxicating bitters, in the county of Lee--- Yeas 52, Nays 0.

Yeas---Messrs. Speaker, Alexander, Anderson, Adkison, Avent, Beck of Covington, Beck of Wilcox, Berry, Carmichael, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gere, Goree, Graham, Grant, Griffin, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Ingle, Kendrick, Kimbrough, May, McAdory, McCall, Nevill, Orme, Powell, Rey-

nolds of Henry, Russell, Shackelford, Shorter, Simpson, Smith of Antauga, Swan, Tingle, Underwood of Franklin, Vines, Watlington, Williams, Whitt, Young of Marion, Young of Pickens—52.

Mr. Hamilton, from the judiciary committee, reported favorably to the bill—

H. B. 645. To amend section 3219 of the Code :

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 61, nays 0.

Yeas—Messrs. Speaker, Aderholt, Adkison, Avent, Avery, Baker, Beck of Covington, Berry, Bibb, Brewer, Browne of Talladega, Carmichael, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Gere, Goree, Glover, Grant, Griffin, Haden, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Langdon Moren, Moragne, McAdory, McCall, Nevill, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Russell, Scarborough, Shackelford, Shealy, Shorter, Smith of Antauga, Swan, Tingle, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Whitt, Young of Marion—61.

Also, from the same committee, reported favorably to the bill—

H. B. 458. To amend section 4359 of the Code ;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 55, nays 0.

Yeas—Messrs. Speaker, Aderholt, Adkison, Avent, Avery, Baker, Beck of Covington, Burnett, Brewer, Broyles, Clayton, Crawford, Dowling, Dunklin, Ferrell, Fuller, Gere, Goree, Grant, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Ingle, John, Kendrick, Kimbrough, Lang, Langdon, Moren, McAdory, McCall, Nevill, Porter, Purifoy, Raisler, Reynolds of Henry, Russell, Sanford, Shackelford, Shealy, Shorter, Smith of Antauga, Swan, Tingle, Underwood of Franklin, Vines, Watlington, Willett, Wharton, Whitt, Young of Marion—55.

Also, from the same committee, reported favorably to the bill—

H. B. 470. To prohibit the selling or giving, or otherwise disposing of intoxicating liquors, to intemperate persons or habitual drunkards, after notice given ;

Mr. Berry moved to lay the bill on the table, which motion was lost—yeas 15, nays 32.

Mr. Berry moved that further consideration of the bill be indefinitely postponed, which motion was lost;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 61, nays 12.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent; Beck of Covington, Bibb, Burnett, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Crawford, Dowling, Dunklin, Ferrell, Fuller, Gere, Gore, Glover, Graham, Grant, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hogue, John, Kendrick, Kimbrough, May, Moren, McAdory, McCall, Nevill, Orme, Purifoy, Russell, Sanford, Scarborough, Shackelford, Shealy, Simpson, Smith of Autauga, Swan, Tingle, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion—61.

Nays—Messrs. Avery, Baker, Beck of Wilcox, Berry, Griffin, Harris, Lang, Langdon, Muldon, Reynolds of Henry, Shorter, Thagard—12.

Also, from same committee, reported favorably to the bill—

H. B. 322. To repeal an act entitled an act to repeal section 1374 of the Revised Code of Alabama, so far as it relates to the counties of Dale, Jackson and Conecuh, approved February 23, 1875;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 56, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Armstrong, Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Burnett, Browne of Talladega, Brown of Tuscaloosa, Clayton, Crawford, Dowling, Dunklin, Fuller, Garrett, Gere, Graham, Grant, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Kendrick, Kimbrough, Langdon, May, Moren, Muldon, McAdory, McCall, Orme, Powell, Purifoy, Raisler, Reynolds of Henry, Russell, Sanford, Scarborough, Shackelford, Shealy, Simpson, Smith of Autauga, Swan, Tingle, Thagard, Vines, Watlington, Willett, Wood, Young of Marion—56.

Also, from same committee, reported favorably to the bill—

H. B. 310. To amend section 2251 of the Code;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 46, nays 7.

Yeas—Messrs. Speaker, Aderholt, Adkison, Avery, Beck

of Covington, Beck of Wilcox, Burnett, Brown of Tuscaloosa, Clayton, Crawford, Dunklin, Edwards, Fuller, Garrett, Gere, Graham, Grant, Grisham, Hall, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Ingle, John, Kimbrough, Lang, Moren, Orme, Purifoy, Raisler, Russell, Sanford, Shealy, Simpson, Smith of Antanga, Swan, Sanford, Thagard, Underwood of Franklin, Vines, Wood, Whitt, Young of Marion—46.

Nays—Messrs. Griffin, Moragne, Muldon, McAdory, McCall, Nevill, Willett—7.

Also, from the same committee, reported favorably to the bill—

H. B. 540. To confer police power upon the conductors of passenger trains in this State, to provide a punishment for a neglect of their official duties, and for other purposes ;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 49, nays 12.

Yeas—Messrs. Aderholt, Adkison, Avent, Avery, Beck of Covington, Berry, Brewer, Broyles, Carmichael, Crawford, Dowling, Dunklin, Fuller, Gere, Goree, Grisham, Haden, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, John, Kimbrough, Lang, Moren, Muldon, McAdory, McCall, Nevill, Orme, Powell, Purifoy, Russell, Sanford, Scarborough, Shackelford, Shealy, Smith of Antanga, Swan, Tatum, Thagard, Underwood of Franklin, Vines, Watlington, Williams, Wood, Whitt, Young of Marion—49.

Nays—Messrs. Speaker, Anderson, Bibb, Clayton, Edwards, Hammond, Ingle, Kendrick, Moragne, Simpson, Tingle, Willett—12.

Also, from the same committee, reported a substitute to the bill—

H. B. 449. To amend section 3 of an act to regulate the compensation of sheriffs for the removal of prisoners, approved March 1, 1881 ;

The substitute was adopted ;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 49, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Adkison, Avent, Avery, Beck of Covington, Bibb, Brewer, Browne of Talladega, Broyles, Clayton, Dunklin, Fuller, Garrett, Goree, Grant, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson,

Hawkins of Shelby, Harris, Hogue, John, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, Muldon, McAdory, McCall, Nevill, Orme, Purifoy, Raisler, Reynolds of Henry, Russell, Sanford, Scarborough, Shackelford, Simpson, Smith of Antanga, Swan, Tatum, Tingle, Thagard, Underwood of Franklin, Vines, Watlington, Whitt, Young of Marion—59.

Also, from the same committee, reported favorably to the bill—

H. B. 377. To authorize Mrs. E. F. Hurley, wife of W. P. Hurley, deceased, late of Pike county, to sell certain lands and personal property lying and being in said county ;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 55, nays 1.

Yeas—Messrs. Speaker, Aderbolt, Alexander, Anderson, Adkison, Avent, Baker, Beck of Wilcox, Berry, Bibb, Broyles, Carmichael, Clayton, Crawford, Dowling, Edwards, Fuller, Gere, Goree, Glover, Grant, Griffin, Grisham, Haden, Hall, Hammond, Hawkins of Jefferson, Harris, Hogue, Ingle, Kendrick, Kimbrough, Lang, Langdon, May, Muldon, McAdory, McCall, McMillan, Nevill, Powell, Purifoy, Shackelford, Shealy, Shorter, Smith of Antanga, Swan, Tingle, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Wood, Young of Marion—55.

Mr. John voted nay.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 20, 1883.

*Mr. Speaker:*

The Senate has amended by way of substitute, and as amended has passed the bill—

S. B. 475. To repeal section 3 of an act to prevent the selling of vinous, spirituous or malt liquors, beverages or bitters composed in whole, or in part, of such spirituous or malt liquors, in the county of Bullock, except by regularly licensed druggists upon the prescription of licensed physicians, and to provide a local option law for the sale of such liquors, beverages or bitters in incorporated towns or cities in said county having a population of two hundred and fifty or more, approved February 28, 1881, and to amend the title of the same ;

And has amended as therein shown and passed the bill—

H. B. 577. In aid of the exercise of the power of disposal conferred on the Legislature of Alabama by the act of Congress of June 3, 1856, entitled an act granting public lands in alternate sections to the State of Alabama, to aid in the construction of certain railroads in said State.

W. L. CLAY,  
Secretary.

The House concurred in the Senate amendments to the bill, H. B. 577, the title of which is set forth in the above message—yeas 56, nays 0.

Yeas—Messrs. Speaker, Alexander, Adkison, Avent, Avery, Beck of Covington, Berry, Bibb, Branch, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Dowling, Dunklin, Edwards, Fuller, Gere, Goree, Glover, Grant, Griffin, Grisham, Hall, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, John, Kendrick, Kimbrough, Lang, Moren, Moragne, Muldon, McAdory, McCall, Nevill, Powell, Purifoy, Raisler, Reynolds of Henry, Russell, Shackelford, Shealy, Shorter, Smith of Antanga, Swan, Thagard, Underwood of Franklin, Vines, Watlington, Wharton, Whitt, Young of Marion—56.

On motion of Mr. Powell, the consideration of the Senate amendments to the bill, H. B. 475, the title of which is set forth in the above message, was temporarily suspended.

Mr. Hamilton, from committee on judiciary, reported favorably to the bill—

H. B. 567. To re-transfer to the circuit court of Clarke county all indictments transferred to the county court under the act "in relation to the trials of misdemeanors in Tuscaloosa and other counties therein named," approved March 10th, 1875, when the judge of the county court is incompetent to try the same;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 58, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Adkison, Avent, Beck of Wilcox, Berry, Bibb, Brewer, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Dunklin, Edwards, Ferrell, Fuller, Garrett, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Harris, Hogue, Hunt, Ingle, John, Kimbrough, Lang, May, Moren, McAdory, McCall, Nevill, Purifoy, Raisler, Reynolds of Tal-



ladega, Russell, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tingle, Underwood of Franklin, Vines, Watlington, Whitt, Young of Marion---57.

Also, from same committee, reported favorably to the bill---

H. B. 630. To amend section 4153 of the Code;

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 57, nays 0.

Yeas---Messrs. Speaker, Aderholt, Alexander, Adkison, Avent, Avery, Bibb, Burnett, Brown of Tuscaloosa, Clayton, Crawford, Dowling, Dunklin, Ferrell, Fuller, Garrett, Gere, Goree, Glover, Grant, Griffin, Grisham, Hall, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hogue, Hunt, Ingle, John, Kimbrough, Moren, McAdory, McCall, Nevill, Porter, Purifoy, Raisler, Reynolds of Henry, Russell, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Underwood of Franklin, Vines, Watlington, Williams, Whitt, Young of Marion---51.

Also, from same committee, reported a substitute for the bill---

H. B. 227. To require notices to defendants in all cases where their wages, salaries or compensation for labor is garnisheed, and to declare void judgments rendered without such notice;

The substitute was adopted;

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 52, nays 1.

Yeas---Messrs. Aderholt, Alexander, Anderson, Adkison, Avent, Beck of Wilcox, Berry, Bibb, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Crawford, Dowling, Dunklin, Garrett, Gere, Goree, Graham, Grant, Grisham, Haden, Hall, Hamilton, Hawkins of Barbour, Hogue, John, Kimbrough, Lang, Moren, McAdory, McCall, Nevill, Porter, Purifoy, Reynolds of Henry, Russell, Shealy, Simpson, Smith of Autauga, Swan, Tingle, Underwood of Franklin, Vines, Watlington, Williams, Wood, Wharton, Whitt, Young of Marion, Young of Pickens---52.

Mr. Baker voted nay---1.

Also, from same committee, reported favorably to the bill---

H. B. 501. To provide a mode of contesting elections held under an act approved March 19th, 1875, entitled an act to authorize probate judges in the counties of Jackson, Clark, Shelby, Randolph, Coosa, Winston, Fayette, Cle-

buine, Tuscaloosa, Monroe, Marion, DeKalh, St. Clair, Calhoun, Sanford, Jefferson, Baldwin, Cherokee, Clay, Lauderdale, Blount and Morgan, to order elections in certain cases to prevent the sale, or giving away, or otherwise disposing of vinous or spirituous liquors, within certain limits in such counties;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 55, nays 0.

Yeas—Messrs. Alexander, Armstrong, Adkison, Avent, Berry, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Crawford, Ferrell, Fuller, Gere, Goree, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hogue, Ingle, John, Kimbrough, Langdon, Moren, McAdory, McCall, Nevill, Orme, Porter, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Scarborough, Shackelford, Shealy, Simpson, Smith of Autauga, Swan, Tingle, Vines, Walker, Williams, Willett, Wood, Whitt, Young of Marion—55.

Mr. Wood, from committee on judiciary, reported favorably to the bill—

H. B. 638. To amend section 3711 of the Code;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 55, nays 0.

Yeas—Messrs. Anderson, Armstrong, Adkison, Avent, Avery, Berry, Brewer, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Crawford, Dunklin, Ferrell, Fuller, Garrett, Gere, Goree, Graham, Grant, Grisham, Hall, Hamilton, Hawkins of Barbour, Hogue, Hunt, Ingle, John, Kimbrough, Moren, McCall, Nevill, Orme, Porter, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Franklin, Vines, Walker, Willett, Wood, Whitt, Young of Marion—55.

Mr. Hamilton, from committee on judiciary, reported a substitute to the bill—

H. B. 146. To protect fish in the State of Alabama;

\*The substitute was adopted;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 53, nays 2.

Yeas—Messrs. Anderson, Adkison, Avery, Berry, Burnett, Brewer, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Dunklin, Edwards, Ferrell, Fuller, Gere, Goree,

Glover, Graham, Grant, Haden, Hall, Hamilton, Hammond, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, May, Moren, McAdory, McCall, Nevill, Orme, Porter, Purifoy, Reynolds of Talladega, Shackelford, Shealy, Simpson, Smith of Autauga, Swan, Tingle, Underwood of Franklin, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion—53.

Messrs. Armstrong and Thagard voted nay—2.

Also, from same committee, reported favorably to the bill—

H. B. 452. To regulate the payment of fines and forfeitures in Calhoun county ;

On motion of Mr. May, the county of Marshall was included in the provisions of the bill, and the title amended to correspond.

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 56, nays 0.

Yeas---Messrs. Anderson, Armstrong, Avent, Avery, Baker, Berry, Brewer, Brown of Tuscaloosa, Broyles, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Gere, Goree, Grant, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Jefferson, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, May, Moren, McAdory, McCall, Nevill, Porter, Purifoy, Reynolds of Talladega, Samford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Franklin, Vines, Watlington, Williams, Willett, Whitt, Young of Marion---56.

The House adjourned until 4 p. m.

#### AFTERNOON SESSION.

Friday, February 20, 1883.

The House met pursuant to adjournment.

Mr. Hawkins, of Jefferson, offered a resolution providing for a change of the rules, which on motion of Mr. John, was laid on the table.

Mr. Hall, from special committee, reported favorably, with amendment to the bill---

H. B. 684. To amend an act entitled an act to prohibit the owner of any horse, mule, ass, cow, hog, sheep or goat, from allowing any such animal to go at large off the premises of such owner in Montgomery county, except cer-

tain portions enumerated and defined herein, and to prescribe a rule of damages and rules of practice in the trials of cases arising under this act, approved December 8, 1880;

Mr. Griffin offered an amendment, which amendment, on motion of Mr. John, was laid on the table.

The bill was ordered to a third reading forthwith read a third time and passed---yeas 46, nays 10.

Yeas---Messrs. Speaker, Anderson, Armstrong, Adkison, Avent, Avery, Beck of Wilcox, Berry, Browne of Talladega, Brown of Tuscaloosa, Clayton, Dunklin, Fuller, Glover, Graham, Hall, Hamilton, Hammond, Hawkins of Barbour, Harris, Hogue, Ingle, John, Kendrick, Kimbrough, May, Muldon, McAdory, Orme, Porter, Powell, Purifoy, Russell, Samford, Simpson, Smith of Autauga, Tatum, Thagard, Vines, Walker, Watlington, Wood, Wharton, Whitt, Young of Marion---46.

Nays---Messrs. Alexander, Grant, Griffin, Grisham, Haden, McCall, McMillan, Swan, Underwood of Franklin, Willett---10.

Mr. Graham presented a petition, which was referred to committee on corporations.

Mr. Hamilton, from committee on judiciary, reported a substitute for for the bill---

H. B. 427. To amend section 4049 of the Code;

The substitute was adopted;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 57, nays 3.

Yeas---Messrs. Speaker, Aderholt, Alexander, Armstrong, Adkison, Avent, Avery, Beck of Wilcox, Berry, Brewer, Carmichael, Crawford, Dowling, Dunklin, Fuller, Goree, Glover, Grant, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hogue, Ingle, Kimbrough, May, Muldon, McAdory, McMillan, Nevill, Orme, Purifoy, Raisler, Russell, Samford, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tatum, Underwood of Franklin, Vines, Walker, Watlington, Williams, Wood, Wharton, Whitt, Young of Marion---57.

Nays---Messrs. Browne of Talladega, Moragne, Reynolds of Henry---3.

Mr. Avery, under suspension of the rules, offered the following resolution, which was adopted:

*Resolved*, That only Senate bills be considered during the remainder of this session.

Mr. Hamilton, from the committee on judiciary, reported favorably to the bill---

S. B. 365. To authorize the Governor, the State Auditor and the State Treasurer of this State, to settle the claims of this State against Isaac H. Vincent, late State Treasurer, and his sureties on his several bonds, and any other person, firm or corporation, liable to the State for money of the State, obtained from said Vincent, or property obtained with moneys used with any of said parties;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 63, nays 16.

Yeas--Messrs. Speaker, Anderson, Armstrong, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Goree, Graham, Grant, Griffin, Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, John, Kendrick, Kimbrough, Lang, Langdon, Moren, McAdory, McCall, Nevill, Orme, Powell, Purifoy, Raisler, Russell, Samford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tatum, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Willett, Wood, Wharton, Whitt--63.

Nays---Messrs. Aderholt, Alexander, Adkison, Bibb, Carmichael, Clayton, Glover, Haden, Hunt, Ingle, May, Moragne, Porter, Reynolds of Henry, Tingle, Williams--16.

Also, from same committee, reported favorably to the bill--

S. B. 394. To provide for the disposition of the wife's dower in the real estate of the husband where she is insane;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 68, nays 0.

Yeas--Messrs. Speaker, Aderholt, Anderson, Armstrong, Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Bibb, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Dunklin, Edwards, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Ingle, John, Kendrick, Kimbrough, Lang, Langdon, May, Moragne, Muldon, McAdory, McCall, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Russell, Samford, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Franklin,

Vines, Walker, Watlington, Williams, Wharton, Whitt, Young of Marion---68.

Also, from same committee, reported favorably, with amendments to the bill—

s. B. 255. To more effectually secure competent and well qualified jurors in the several counties of this State ;

Amendments were offered excluding the counties of Perry, Marion, Talladega, Morgan, Blount, Butler, Jackson, Etowah, Limestone, Winston and Chilton.

Mr. Berry moved to lay the bill and amendments on the table, which was lost.

Amendments were offered excluding various counties from the operations of the bill.

On motion of Mr. Hawkins, of Jefferson, the bill and amendments were laid on the table.

#### MESSAGE FROM THE GOVERNOR.

EXECUTIVE OFFICE,  
MONTGOMERY, ALA., Feb. 20, 1883.

*Mr. Speaker :*

The Governor has approved the following bills, which originated in the House :

H. B. 46. An act to prevent the sale, giving away, or otherwise disposing of vinous, spirituous or malt liquors, or intoxicating bitters or beverages, by whatsoever name designated, within three miles of any coaling ground, coal mine, ore mine, factory, furnace or rolling mill, in beats 1, 2 and 3, and of Hillman's mines in beat 9, and of Woodward's coal mines in Bethlehem beat, in Jefferson county ;

H. B. 375. To require the courts of county commissioners of Conecuh and Monroe counties, to provide for working the old federal road, the boundary line between said counties ;

H. B. 596. To regulate the mode of selecting, drawing and empaneling, grand and petit jurors for the county of Mobile ;

H. B. 743. An act in execution of the power of the State of Alabama in relation to the lands granted to this State which are within fifteen miles from and on each side of the line of the railroad heretofore known as the Alabama and Chattanooga railroad, by the act of Congress of

June 3d, 1856, entitled an act granting public lands in alternate sections to the State of Alabama to aid in the construction of certain railroads in said State, and the act of Congress of April 10th, 1869, entitled an act to renew certain grants of land to the State of Alabama

W. G. HUTCHESON,  
Recording Secretary.

Mr. Hamilton, from the committee on judiciary, reported favorably to the bill—

S. B. 297. To further regulate the trial of misdemeanors in Madison county;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 61, nays 0.

Yeas—Messrs. Speaker, Aderholt, Anderson, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Dowling, Dunklin, Ferrell, Fuller, Goree, Glover, Graham, Grant, Griffin, Grisham, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Ingle, John, Kendrick, Kimbrough, Lang, May, Moren, McCall, Nevill, Orme, Powell, Purifoy, Raisler, Reynolds of Henry, Russell, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Thagard, Vines, Walker, Williams, Willett, Wood, Wharton, Whitt, Young of Mariou—61.

Also, from same committee, reported favorably to the bill—

S. B. 236. To further regulate the payment of the fine and forfeiture fund script of Sumter, Pickens and Randolph counties;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 54, nays 0.

Yeas—Messrs. Speaker, Aderholt, Anderson, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clayton, Dowling, Fuller, Goree, Glover, Grant, Griffin, Hamilton, Hawkins of Barbour, Hawkins of Shelby, Harris, Hunt, Ingle, John, Kimbrough, Langdon, Moren, Muldon, McCall, Nevill, Orme, Purifoy, Raisler, Reynolds of Talladega, Russell, Samford, Scarborough, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Thagard, Vines, Walker, Willett, Wood, Wharton, Whitt, Young of Marion—54.

Also, from same committee, reported favorably to the bill—

s. B. 294. To make the clerk of the circuit court of Bibb county, *ex-officio* clerk of the county court;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 55, nays 0.

Yeas—Messrs. Aderholt, Anderson, Armstrong, Adkison, Avent, Avery, Berry, Bibb, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Dowling, Dunklin, Garrett, Goree, Glover, Grant, Griffin, Haden, Hamilton, Hammond, Hawkins of Barbour, Harris, Hogue, Hunt, Ingle John, Kimbrough, Langdon, May, Moren, McCall, Nevill, Orme, Porter, Purifoy, Raisler, Russell, Samford, Shealy, Smith of Autauga, Swau, Tingle, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt—55.

On motion of Mr. Vines, the House adjourned.

#### FORTY-NINTH DAY.

HOUSE OF REPRESENTATIVES,

TUESDAY, February 21, 1883.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Howell.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, Muldon, McAdory, McCall, Nevill, Nesmith, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Scarbrough, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion.



On motion of Mr. Browne of Talladega, the reading of the journal was dispensed with.

Leave of absence was granted Messrs. Gere and Adkison for the remainder of the session, and to Mr. Wood of Tuscaloosa, for the last day of the session.

#### ENROLLED BILLS.

Mr. Browne of Talladega, from committee on enrolled bills, reported as correctly enrolled, the following bills, and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills, viz:

H. B. 577. In aid of the exercise of the power of disposal conferred on the Legislature of Alabama by the act of Congress of June 3, 1856, entitled an act granting public lands in alternate sections to the State of Alabama, to aid in the construction of certain railroads in said State;

H. B. 773. To authorize an election to prohibit the sale, giving away, or otherwise disposing of, for gain or recompense, spirituous, vinous or malt liquors, or intoxicating biters, in the county of Lee;

H. B. 711. To alter and amend the charter of the city of Huntsville, as established by an act approved March the 3d, 1870, entitled an act to establish a new charter for the city of Huntsville, and an act approved February 13, 1871, entitled an act to amend an act to establish a new charter for the city of Huntsville;

H. B. 480. To authorize the auditor to re-state the accounts of J. L. Rapier & Co., and for the payment of any balance which may be found due from the State;

H. B. 309. To amend an act entitled an act to amend an act entitled an act to amend section 5042 of the Code, approved February 13th, 1879, approved December 8th, 1880.

On motion of Mr. Brown of Tuscaloosa, the Speaker was authorized to appoint three additional members of the committee on enrolled bills.

Committee—Messrs. Brown of Tuscaloosa, Simpson and Hawkins of Jefferson, and Mr. Muldon, in place of Mr. Cowart, who is absent.

Mr. Avery, under suspension of the rules, offered a resolution, providing that each member of the House may call up, for final action, one bill, which resolution was adopted.

Mr. Powell, from committee on education, reported favorably to the bill—

s. B. 93. To establish a normal school for the education of white male and female teachers, at Jacksonville, in Calhoun county;

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 42, nays 29.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Avery, Baker, Browne of Talladega, Brown of Tuscaloosa, Dunklin, Grant, Griffin, Grisham, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, John, Kendrick, Kimbrongh, Langdon, Moren, McCall, Nevill, Powell, Purifoy, Reynolds of Talladega, Russell, Samford, Shackelford, Shealy, Shorter, Simpson, Swan, Underwood of Franklin, Vines, Watlington, Wood, Wharton—40.

Nays—Messrs. Armstrong, Adkison, Bibb, Clayton, Crawford, Dowling, Edwards, Ferrell, Garrett, Glover, Haden, Hall, Hunt, Ingle, Lang, May, Moragne, McAdory, Porter, Raisler, Reynolds of Henry, Smith of Autauga, Tingle, Thagard, Underwood of Colbert, Williams, Willett, Whitt, Young of Marion—29.

Mr. Hammond moved to reconsider the vote by which the bill passed, and moved to lay that motion on the table, which latter motion prevailed.

Mr. Wood, from committee of conference, on the disagreement of the two Houses, on the House substitute for Senate bill---

s. B. 144. To regulate the hiring and treatment of State and county convicts, submitted the following report:

# STATE OF ALABAMA,

## HOUSE OF REPRESENTATIVES,

MONTGOMERY, ALABAMA, February 20, 1883.

*Mr. Speaker:*

The committee of conference to whom was referred the disagreement of the two Houses on the Senate amendments numbers 2, 3, 5, 7, and 12, to the House substitute for Senate bill, number 144, "to be entitled an act to regulate the hiring and treatment of State and county convicts, have had the same under consideration, and have agreed to make the following recommendations:

1. That the Senate recede from their *second* amendment and adopt in lieu thereof, the following :

SECTION 3. *Be it further enacted*, That the warden and inspectors may be suspended by the Governor at any time for wilful neglect of duty, corruption in office, drunkenness, incompetency, or any offense involving moral turpitude while in office, or committed under color thereof or connected therewith ; and after notice to him in writing, such suspended officer shall not perform any of the functions of his office. It shall be the duty of the Governor whenever he suspends either of said officers under this act, to inform the Attorney-General of the fact, and of the reason or reasons for such suspension, and the Attorney-General shall forthwith proceed in the manner directed by law to impeach such suspended officer, and the Governor shall fill all vacancies arising under this act, and during the suspension of any officer shall appoint some suitable person to perform the duties of such suspended officer. During the time such appointee executes the duties thus devolved upon him, he shall receive the compensation for his services, which such suspended officer would have received, had he not been suspended, and if he discharge the duties of the warden shall give the same bond as is now required by law of the warden.

2. That the Senate recede from their *third* amendment.

3. That the Senate concur in the House amendment to the *fifth* Senate amendment.

4. That the Senate recede from their *seventh* amendment and amend section 13 of the House substitute as follows :

Strike out the word *two* after *appoint* in the second line, and insert in lieu thereof, the word *three*.

And also, by adding at the end of section 13, the following words : " And the office of deputy warden is hereby abolished."

5. That the Senate recede from their *twelfth* amendment, and amend section 19 of the House substitute as follows :

Insert after the words, "AND IF," in the seventh line of said section the following words : "*The bond, in the opinion*

*of the probate judge, becomes insufficient in security, or if?"*

D. S. TROY,  
RICHARD C. JONES,  
A. L. BROOKS,

Committee on part of the Senate.

S. A. M. WOOD,  
P. HAMILTON,  
JNO. W. DOWLING,

Committee on part of the House.

The report was adopted—yeas 67, nays 0.

Yeas---Messrs. Speaker, Aderholt, Armstrong, Adkison, Avent, Baker, Beek of Wilcox, Berry, Bibb, Burnett, Brewer, Browne of Talladega, Brown of Tusealoosa, Broyles, Carmichael, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Goree, Glover, Grant, Griffin, Grisham, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, John, Kimbrough, Lang, Langdon, May, Moren, Moragne, McCall, Nevill, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Shackelford, Shealy, Shorter, Smith of Autauga, Swan, Tatam, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Whitt---67.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 20, 1883.

*Mr. Speaker:*

The Senate has amended as therein shown, and passed the bill---

H. B. 557. To levy taxes for the use of this State and the counties thereof;

And has passed without amendment the bill---

H. B. 392. To prevent stock, in a certain event, from running at large in Chambers county, and to provide for the enforcement of the same;

And has amended as therein shown, and passed the bill---

H. B. 821. Regulating fines and forfeitures in Jefferson, Marshall and Monroe counties;

And has passed without amendment, the bills---

H. B. 480. To authorize the Auditor to re-state the

accounts of J. L. Rapier & Co., and for the payment of any balance which may be found due from the State ;

H. B. 309. To amend an act entitled an act to amend an act entitled an act to amend section 5042 of the Code, approved February 13, 1879, approved December 8, 1880.

W. L. CLAY,  
Secretary.

On motion of Mr. Brown, of Tuscaloosa, the Senate amendments to the bill---

H. B. 557. To levy taxes for the use of this State, and the counties thereof;

Were referred to the committee on ways and means, with leave to report at any time.

The House concurred in the Senate amendments to the bill---

H. B. 821. Regulating fine and forfeiture in Jefferson, Marshall, and Monroe counties---yeas 61, nays 0.

Yeas---Messrs. Speaker, Aderholt, Alexander, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Clayton, Crawford, Dowling, Edwards, Ferrell, Fuller, Garrett, Goree, Glover, Grant, Griffin, Grisham, Haden, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, John, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, McAdory, McCall, Nevill, Porter, Powell, Purifoy, Reynolds of Henry, Russell, Sanford, Scarborough, Shealy, Smith of Antauga, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Wailington, Williams, Willett, Wood, Whitt, Young of Marion---61.

#### SPECIAL ORDER.

The special order, which was consideration of the bill---

s. B. 138. To define some of the duties of the State Board of Health;

Was taken up;

On motion of Mr. Langdon, the bill was laid on the table.

Mr. Hamilton, from the committee on judiciary, reported favorably to the bill;

s. B. 378. To re-arrange the times of holding the courts of the eastern chancery division of this State;

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 47, nays 12.

Yeas---Messrs. Speaker, Anderson, Avent, Beck of Covington, Beck of Wilcox, Burnett, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clayton, Dunklin, Edwards, Fuller, Goree, Graham, Graut, Griffin, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hunt, Ingle, Kimbrough, Lang, Langdon, Muldon, McAdory, McCall, Nevill, Orme, Porter, Purifoy, Reynolds of Talladega, Samford, Shealy, Shorter, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Franklin, Vines, Williams, Willett, Wood, Young of Marion---47.

Nays---Messrs. Alexander, Adkison, Avery, Berry, Downing, Grisham, Hogue, John, McMillan, Reynolds of Henry, Tatum, Whitt---12.

Mr. Powell, from committee on education, reported favorably to the bill --

S. B. 223. To establish a State normal school, for the education of white female teachers and students, at Livingston, in Sumter county;

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 45, nays 10.

Yeas---Messrs. Aderholt, Alexander, Anderson, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Brewer, Brown of Tuscaloosa, Crawford, Dunklin, Ferrell, Fuller, Graham, Grisham, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, John, Kimbrough, Lang, Langdon, Moren, McMillan, Nevill, Powell, Purifoy, Reynolds of Talladega, Russell, Samford, Shackelford, Shealy, Shorter, Tatum, Underwood of Franklin, Walker, Watlington, Wood, Wharton---45.

Nays---Messrs. Armstrong, Adkison, Clayton, Haden, Ingle, May, Porter, Tingle, Williams, Whitt---10.

Mr. Nevill moved to reconsider the vote by which the House passed the bill, S. B. 223, and also moved to lay that motion on the table;

The latter motion was carried.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 21, 1883.

*Mr. Speaker:*

The Senate has passed, without amendment, the bills:

H. B. 911. To enable the township superintendent of education of township 16, range 17, Montgomery county, and the county superintendent of education of said county, to sell the public school property of said school district located in the city of Montgomery, and to divide and reinvest the proceeds thereof;

H. B. 666. For the relief of J. B. Simpson, A. Lehman, Jas. McFerrin, Caswell Ellington, Job Thigpen, and A. M. Crum, as sureties on the official bond of J. M. Thigpen, county superintendent of Education of Butler county;

H. B. 385. To amend section 5002 of the Code of Alabama;

H. B. 60. To amend section 2 of an act approved February 28th, 1881, entitled an act to prohibit the sale of spirituous, vinous, or malt liquors, or other intoxicating beverages, in the counties of Etowah, Cherokee, DeKalb, and Tallapoosa, so far as Tallapoosa and Etowah are concerned;

H. B. 747. To amend section 37 of an act for the organization and discipline of the volunteer forces of Alabama, approved March 1, 1881.

WM. L. CLAY,  
Secretary.

#### SPECIAL ORDER.

The special order, which was the consideration of the motion to reconsider the vote by which the House passed the bill---

S. B. 54. To amend the last paragraph of section 5027 of the Code;

The motion to reconsider was lost.

#### SPECIAL ORDER.

The special order, which was consideration of Senate amendments to the bill, H. B. 475, was taken up, and the House concurred in the Senate amendment---yeas 51, nays 0.

Yeas---Messrs. Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Bibb, Carmichael, Clayton, Crawford, Edwards, Ferrell, Fuller, Goree, Glover, Grant, Grisham, Haden, Hammond, Harris, Hogue, Ingle, John, Kendrick, Kimbrough, Lang,

May, Moren, McCall, McMillan, Nevill, Powell, Reynolds of Henry, Reynolds of Talladega, Samford, Shackelford, Shealy, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Franklin, Vines, Walker, Williams, Willett, Whitt, Young of Marion---51.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 21, 1883.

*Mr. Speaker :*

The Senate has concurred in the report of the joint conference committee on the bill:

s. B. 144. To regulate the hiring and treatment of State and county convicts.

W. L. CLAY,  
Secretary.

Mr. Brown, of Tuscaloosa, from the committee on ways and means, reported a substitute to the bill—

s. B. 307. To provide for the pay of the compensation and expenses of the commissioner appointed pursuant to an act to provide for adjustment, compromise and settlement of the indebtedness of the counties of Chambers, Randolph, Tallapoosa, Lee and Pickens, arising from bonds issued by said counties in payment of stock subscribed to the capital stock of railroad companies, approved December 7, 1882 ;

Mr. John moved to amend by striking out fifteen hundred dollars, where the words occur in the substitute, and inserting seven hundred and fifty in lieu thereof, which amendment was lost ;

The substitute was adopted ;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 47, nays 13.

Yeas---Messrs. Speaker, Anderson, Armstrong, Adkison, Avent, Avery, Beek of Covington, Beek of Wileox, Berry, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Dowling, Dunklin, Fuller, Goree, Grant, Griffin, Grisham, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Langdon, Moren, McCall, McMillan, Nevill, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Samford,



Scarborough, Shealy, Shorter, Simpson, Thagard, Underwood of Franklin, Watlington, Willett, Wood—47.

Nays—Messrs. Bibb, Glover, Haden, Hogue, Kimbrough, May, Moragne, Raisler, Swan, Tingle, Walker, Williams, Young of Marion—13.

Mr. Beck, of Wilcox, from the committee on local legislation, reported favorably to the bill—

s. B. 230. For the relief of John Rupert, circuit clerk in the county of Escambia ;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 41, nays 18.

Yeas—Messrs. Speaker, Aderholt, Alexander, Avent, Avery, Beck of Wilcox, Berry, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Crawford, Dowling, Dunklin, Ferrell, Fuller, Grant, Griffin, Grisham, Hamilton, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Harris, Langdon, May, McCall, Nevill, Porter, Powell, Purifoy, Shackelford, Shealy, Shorter, Swan, Thagard, Walker, Watlington, Willett, Wood—41.

Nays—Messrs. Bibb, Edwards, Goree, Glover, Haden, Hawkins of Barbour, Ingle, John, Moragne, McMillan, Russell, Scarborough, Smith of Autauga, Tingle, Underwood of Franklin, Wharton, Whitt, Young of Marion—18.

Mr. Simpson, from the committee on corporations, reported favorably to the bill—

s. B. 90. To incorporate the Scottsville Manufacturing Company, and to allow said company to construct railways and tramways to connect with other railways ;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 55, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Avery, Beck of Wilcox, Berry, Bibb, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Dowling, Dunklin, Fuller, Goree, Glover, Grant, Griffin, Grisham, Hammond, Harris, Hogue, John, Kimbrough, Lang, Langdon, May, Moren, McAdory, McCall, McMillan, Nevill, Porter, Powell, Purifoy, Reynolds of Henry, Russell, Samford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tingle, Thagard, Vines, Williams, Willett, Whitt, Young of Marion—55.

Mr. Brown, of Tuscaloosa, from the committee on ways and means, reported favorably with amendment to the bill—

s. B. 244. To provide for the voluntary payment of taxes in Lec and Chambers counties;

The amendment was adopted;

Mr. Vines moved to amend by including Tallapoosa county in the operations of the bill, which amendment was adopted;

Mr. Willett moved to amend by including Pickens county, which amendment was adopted;

The bill was ordered to a third reading forthwith;

Mr. Samford moved to reconsider the vote by which the bill was ordered to a third reading, which motion was carried;

Mr. Samford moved to amend by inserting after the words "tax collector" the words, "and tax commissioners," which amendment was adopted;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 60, nays 0.

Yeas—Messrs. Speaker, Alexander, Avent, Avery, Baker, Berry, Burnett, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Dowling, Dunklin, Ferrell, Fuller, Garrett, Goree, Glover, Graham, Grant, Griffin, Hall, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Harris, Hogue, John, Kimbrough, Lang, Langdon, May, Moren, Moragne, McAdory, McCall, McMillan, Nevill, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Russell, Samford, Scarborough, Shackelford, Shealy, Shorter, Smith of Autauga, Swan, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Whitt, Young of Marion---60.

Mr. Hamilton, from the committee on judiciary, reported favorably to the bill—

s. B. 410. To avoid an election for members of the court of county commissioners of the several counties of this State, during the year 1883, and to extend the term of office of the members of said courts of county commissioners;

Mr. Burnett moved to amend by striking out the *proviso* in the bill;

Which amendment was adopted;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 49, nays 6.

Yeas—Messrs. Aderholt, Avent, Avery, Baker, Beck of Wilcox, Berry, Burnett, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Fuller, Goree, Grant, Griffin, Hamilton, Hammond, Hawkins of Barbour,

Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Kendrick, Kimbrough, Langdon, May, Moren, Moragne, McAdory, McCall, Nevill, Powell, Purifoy, Russell, Samford, Shealy, Shorter, Simpson, Smith of Autanga, Swan, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Wharton, Whitt, Young of Marion—49.

Nays—Messrs. Speaker, Edwards, John, McMillan, Porter, Williams—6.

# MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 21, 1883.

*Mr. Speaker :*

The President has, in the presence of the Senate, signed the following bills, to which your signature is requested :

s. B. 236. To further regulate the payment of the fine and forfeiture fund, (script) of Sumter, Pickens and Randolph counties ;

s. B. 297. To further regulate the trial of misdemeanors in Madison county ;

s. B. 294. To make the clerk of the circuit court of Bibb county ex-officio clerk of the county court ;

s. B. 394. To provide for the disposition of the wife's dower in the real estate of the husband when she is insane ;

s. B. 365. To authorize the Governor, the State Auditor and Secretary of State of this State, to settle the claims of this State against Isaac H. Vincent, lately State Treasurer and his sureties on his several bonds as Treasurer, and any other person, firm or corporation, liable to the State for money of the State obtained from said Vincent, or property obtained with money so used with any of said parties.

W. L. CLAY,  
Secretary.

The Speaker, in the presence of the House, immediately after their titles had been publicly read, signed the bills, the titles of which are set forth in the above message.

Mr. Simpson, from the committee on corporations, reported favorably to the bill---

s. B. 315. To amend section 3 of an act to alter and amend the charter of the town of Camden, in Wilcox county, Alabama, approved February 8, 1858 ;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 54, nays 0.

Yeas---Messrs. Aderholt, Avery, Baker, Beck of Wilcox, Berry, Burnett, Browne of Talladega, Broyles, Carmichael, Clayton, Dowling, Ferrell, Goree, Grant, Griffin, Grisham, Hamilton, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Muldon, McAdory, McCall, McMillan, Nevill, Porter, Powell, Purifoy, Raisler, Russell, Samford, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Thagard, Underwood of Franklin, Walker, Watlington, Williams, Wood, Whitt, Young of Marion---54.

Mr. Powell, from committee on education, reported favorably to the bill---

s. B. 291. To create a separate school district of the certain fractional townships in Dallas county;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 55, nays 0.

Yeas---Messrs. Speaker, Baker, Berry, Burnett, Browne of Talladega, Broyles, Carmichael, Clayton, Crawford, Edwards, Ferrell, Fuller, Goree, Glover, Grant, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Shelby, Harris, Hogue, Hunt, Kimbrough, Langdon, May, McAdory, McCall, Nevill, Porter, Powell, Purifoy, Raisler, Russell, Samford, Scarborough, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion—55.

Mr. Muldon, from the committee on appropriations, reported favorably to the bill—

s. B. 388. To make an appropriation to pay the expenses of the joint committee to investigate the accounts, conduct, bond, &c., of I. H. Vincent, late Treasurer of Alabama;

Mr. Graham moved to amend, by providing that the sheriff of Montgomery county shall receive the sum of forty dollars for his services, which amendment was adopted;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 54, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Anderson, Avent, Beck of Wilcox, Burnett, Browne of Talladega, Broyles, Carmichael, Ferrell, Fuller, Garrett, Goree, Glover, Grant, Grisham, Hamilton, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, John, Kendrick, Kim-

brough, Langdon, May, Moren, Moragne, Muldon, McAdory, McCall, Nevill, Porter, Powell, Purifoy, Russell, Samford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Antauga, Swan, Thagard, Underwood of Franklin, Walker, Watlington, Willett, Wood, Wharton, Whitt—54.

Mr. Simpson, from the joint committee to examine the books, accounts, vouchers, &c., of Isaac H. Vincent, late State Treasurer, submitted a report, which had already been printed.

The House adjourned until 4 p. m.

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#### AFTERNOON SESSION.

February 21, 1883.

The House met pursuant to adjournment.

#### SPECIAL ORDER.

The special order, which was consideration of the bill—  
s. B. 27. To amend section 1679 of the Code;

Was taken up;

Mr. Hawkins of Barbour, offered an amendment, which was lost;

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 46, nays 16.

Yeas—Messrs. Adkison, Avery, Beck of Covington, Burnett, Brown of Tuscaloosa, Broyles, Clayton, Crawford, Dowling, Edwards, Ferrell Fuller, Goree, Glover, Grant, Griffin, Grisham, Haden, Hammond, Hawkins of Jefferson, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Moren, Moragne, McAdory, McCall, Orme, Powell, Purifoy, Reynolds of Henry, Russell, Samford, Scarborough, Shealy, Simpson, Smith of Antauga, Swan, Tatum, Thagard, Watlington, Wharton, Whitt—46.

Nays—Messrs. Speaker, Anderson, Beck of Wilcox, Bibb, Hamilton, Hawkins of Barbour, Hawkins of Shelby, Lang, Langdon, Muldon, Porter, Shackelford, Shorter, Underwood of Franklin, Walker, Wood—16.

Mr. Hamilton, from the committee on judiciary, reported adversely to the bill---

s. B. 213. To authorize the administrator of the estate

of Y. S. Hirschfelder, late of Conccuh county, deceased, to sell the lands of said estate at private sale;

The adverse report was concurred in.

# MESSAGE FROM THE SENATE.

## SENATE CHAMBER,

February 21, 1883.

*Mr. Speaker:*

The Senate has amended, as therein shown, and passed the bills--

H. B. 205. To prohibit the sale, giving away, or otherwise disposing of, spirituous, vinous or malt liquors, or intoxicating bitters or beverages of any description whatever, at or within certain localities in this State hereinafter designated: At or within three miles of Godfrey High School, in Winston county; at or within two and a half miles of Uchee Academy, in Russell county; at or within three miles of Philadelphia and Liberty churches, in Marion county; at or within two miles of Saville church and school house, in Crenshaw county; at or within three miles of Wesley Chapel school house, near Brock's Gap and Toad Vine, in Jefferson county; at or within four miles of Friendship Baptist church, in Montgomery county; within South Lowell beat, No. 2, Walker county.

H. B. 139. To repeal an act entitled an act to amend section 1544 of the Code, approved March 1st, 1881, relating to recommendation necessary to obtain license, so far as the counties of Cullman, Coosa and Marshall are concerned;

H. B. 779. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous, or malt liquors, or intoxicating bitters or beverages, at or within certain localities therein designated, etc.;

And has passed without amendment the bills:

H. B. 252. To regulate the granting of licenses to sell spirituous or vinous liquors in the county of Covington;

H. B. 320. To amend section 1 of an act entitled an act to authorize the probate judge of Chilton county to order elections in certain cases to determine whether spirituous, vinous or malt liquors shall be sold, given away, or otherwise disposed of in said county, or in any beat or incorporated city or town therein, approved February 26, 1881;

H. B. 690. To refund to R. H. Little, R. M. Pilgreen and Wm. Mosteller, of Shelby county, Alabama, certain moneys paid out by them for license to deal in lager beer;

H. B. 383. To amend an act to prohibit the sale of vinous or spirituous liquors within eight miles of the court house at St. Stephens, in Washington county, approved February 22, 1876;

And has non-concurred in the House amendment, by way of substitute, to the bill:

S. B. 307. To provide for the payment of the compensation and expenses of the commissioner appointed pursuant to an act to provide for the adjustment, compromise and settlement of the indebtedness of the counties of Chambers, Randolph, Tallapoosa, Lee and Pickens, arising from bonds issued by said counties in payment of stock subscribed to the capital stock of railroad companies, approved December 7th, 1882;

And has concurred in the House amendments to the bills—

S. B. 388. To make an appropriation to pay the expenses of the joint committee to investigate the accounts, conduct, bonds, &c., of I. H. Vincent, late Treasurer of Alabama;

S. B. 244. To provide for the voluntary payment of taxes in Lee and Chambers counties;

And has non-concurred in the House amendment to the bill—

S. B. 410. To avoid an election for members of the courts of county commissioners of the several counties of this State, during the year 1883, and to extend the term of office of the members of said courts of county commissioners.

W. L. CLAY,  
Secretary.

The House concurred in the Senate amendment to the bill, H. B. 205, the title of which is set forth in the above message—yeas 55, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Beck of Covington, Beck of Wilcox, Burnett, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Crawford, Dowling, Dunklin, Fuller, Garrett, Goree, Glover, Grant, Griffin, Grisham, Haden, Hall, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Kendrick, Kimbrough, Lang, Moren, McCall, Nevill, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talla-

dega, Samford, Shackelford, Shealy, Shorter, Simpson, Swan, Tatum, Tingle, Underwood of Franklin, Watlington, Williams, Wood, Wharton, Whitt, Young of Marion—55.

The House concurred in the Senate amendments to the bill, H. B. 139, the title of which is set forth in the above message—yeas 47, nays 6.

Yeas—Messrs. Speaker, Aderholt, Alexander, Adkison, Avent, Baker, Beck of Wilcox, Berry, Carmichael, Clayton, Crawford, Dowling, Fuller, Garrett, Goree, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Ingle, Kendrick, Kimbrough, Lang, Moren, McCall, Nevill, Purifoy, Raisler, Reynolds of Henry, Russell, Scarborough, Tingle, Thagard, Underwood of Franklin, Watlington, Williams, Wood, Wharton, Young of Marion—47.

Nays—Messrs. Jolin, Porter, Samford, Shaekelford, Swan, Whitt—6.

On motion of Mr. Hawkins, of Jefferson, the House refused to concur in the Senate amendments to the bill, H. B. 779, the title of which is set forth in the above message, and on his motion the Senate was requested to grant a conference thereon ;

Committee on part of the House—Messrs. Hawkins of Jefferson, Browne of Talladega, and Jolin.

On motion of Mr. Dowling, the House refused to recede from its amendment to the bill, S. B. 307, and on his motion, the Senate was requested to grant a committee of conference ;

Committee on part of the House—Messrs. Dowling, Wood, and Shealy ;

On motion of Mr. Wood, the House receded from its amendment to the bill, S. B. 410.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 21, 1883.

*Mr. Speaker :*

The President has, in the presence of the Senate, signed the following bills, to which your signature is requested :

S. B. 93. To establish a normal school for the education



of white male and female teachers, at Jacksonville, in Calhoun county;

S. B. 54. To amend the last paragraph of section 5027 of the Code;

S. B. 378. To re-arrange the times of holding the courts of the eastern chancery division of this State;

S. B. 291. To create a separate school district of certain fractional townships in Dallas county.

W. L. CLAY,  
Secretary.

The Speaker, in the presence of the House, immediately after their titles had been publicly read, signed the bills, the titles of which are set forth in the above message.

#### MESSAGE FROM THE GOVERNOR.

EXECUTIVE OFFICE,

MONTGOMERY, ALA., Feb. 21, 1883.

*Mr. Speaker :*

The Governor has approved the following bills, which originated in the House :

H. B. 191. To incorporate the Coosa Mining and Manufacturing Company;

H. B. 116. To make an additional appropriation to the public schools;

H. B. 309. To amend an act entitled an act to amend an act entitled an act to amend section 5042 of the Code, approved February 13, 1879, approved December 8, 1880;

H. B. 480. To authorize the Auditor to re-state the accounts of J. L. Rapier & Co., and for the payment of any balance which may be found due from the State;

H. B. 577. An act in aid of the exercise of the power of disposal conferred on the Legislature of Alabama, by the act of Congress of June 3, 1856, entitled an act granting public lands in alternate sections to the State of Alabama, to aid in the construction of certain railroads in said State.

W. G. HUTCHESON,  
Recording Secretary.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 21, 1883.

*Mr. Speaker :*

The Senate has amended as therein shown and passed the bill—

H. B. 415. To authorize the probate judge of Tallapoosa and Etowah counties, to order an election to determine whether spirituous, vinous or malt liquors, or other intoxicating beverages, shall be sold, given away, or otherwise disposed of in said counties, the same being prohibited by an act entitled an act to prohibit the sale of spirituous, vinous or malt liquors, or other intoxicating beverages, in the counties of Etowah, Cherokee, DeKalb and Tallapoosa, approved February 28, 1881;

And has amended by way of substitute, and as amended has passed the bill---

H. B. 312. To amend section 3259 of the Code;

And has passed without amendment the bill---

H. B. 912. To provide a fund for the support of the supreme court library, without appropriation from the treasury.

W. L. CLAY,  
Secretary.

The House concurred in the Senate amendment to the bill, H. B. 415, the title of which is set forth in the above message---yeas 56, nays 5.

Yeas---Messrs. Speaker, Aderholt, Alexander, Avent, Avery, Beck of Wilcox, Berry, Burnett, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Dowling, Dunklin, Ferrell, Goree, Grant, Griffin, Grisham, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, John, Kendrick, Kimbrough, May, Moren, Moragne, McAdory, McCall, Nevill, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Franklin, Vines, Walker, Willett, Wood, Wharton, Whitt, Young of Marion---56.

Nays---Messrs. Bibb, Edwards, Haden, Watlington, Williams---5.

The House concurred in the Senate amendment to the

bill, H. B. 312, the title of which is set forth in the above message---yeas 66, nays 0.

Yeas---Messrs. Speaker, Aderholt, Alexander, Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Crawford, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, John, Kendrick, Kimbrough, Moren, Muldon, McAdory, McCall, Nevill, Orme, Purifoy, Raisler, Reynolds of Henry, Russell, Samford, Scarborough, Shackelford, Shealy, Simpson, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Franklin, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion---66

On motion of Mr. Wood, the House refused to concur in any of the amendments as made to the bill, H. B. 557, by the Senate.

On motion of Mr. Aderholt, the Senate was requested to grant a committee of conference on the differences between the two Houses, on the bill, H. B. 557;

Committee on part of the House---Messrs. Brown of Tuscaloosa, John and Samford.

Mr. Brewer, from the committee on fees and salaries, reported favorably to the bill---

s. B. 328. To authorize the commissioners court of Conecuh county, to allow the probate judge of said county compensation for services therein specified;

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 60, nays 0.

Yeas---Messrs. Speaker, Aderholt, Anderson, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clayton, Dowling, Dunklin, Ferrell, Fuller, Goree, Graham, Griffin, Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, John, Kimbrough, May, Moren, Moragne, Muldon, McAdory, McCall, Orme, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Samford, Shackelford, Shorter, Simpson, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Franklin, Watlington, Williams, Wharton, Whitt, Young of Marion---60.

Mr. Hamilton, from the committee on Judiciary, reported favorably to the bill---

S. B. 360. To regulate the times of holding the circuit courts of Talladega and Clay counties, in the 7th judicial circuit;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 62, nays 0.

Yeas—Messrs. Speaker, Aderholt, Anderson, Avent, Avery, Beck of Wilcox, Berry, Burnett, Brewer, Browne of Talladega, Broyles, Carmichael, Clayton, Crawford, Dunklin, Edwards, Fuller, Goree, Graham, Grant, Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, May, Moragne, Muldon, McAdory, McCall, McMillan, Nevill, Orme, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Scarborough, Shealy, Shorter, Smith of Antauga, Swan, Thagard, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion---62.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 21, 1883.

*Mr. Speaker:*

The President has signed, in the presence of the Senate, the following bill, to which your signature is requested:

S. B. 223. To establish a State Normal School for the education of white female teachers and students at Livingston,, in Sumter county.

W. L. CLAY,  
Secretary.

The Speaker, in the presence of the House, immediately after its title had been read, signed the bill, s. 223, the title of which is set forth in the above message.

On motion of Mr. Wood, the Senate was requested to return the s. 410.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 21, 1883

*Mr. Speaker:*

The Senate has passed, without amendment, the bill--

H. B. 148. To render competent as witnesses in the courts of this State, certain persons;

H. B. 802. To authorize private business corporations, which may hereafter be organized under the provisions of article 7, chapter 1, part 2, title 1, of the Code, to hold stockholders' and directors' meetings, and do corporate acts in other States of the Union;

And accedes to the request of the House for a conference committee on the disagreement of the two houses upon the bill---

s. B. 307. To provide for the payment of the compensation and expenses of the commissioner appointed pursuant to an act to provide for adjustment, compromise and settlement of the indebtedness of the counties of Chambers, Randolph, Tallapoosa, Lee and Pickens, arising from bonds issued by said counties in payment of stock subscribed to the capital stock of railroad companies, approved December 7, 1882;

Committee on part of Senate--Messrs. Troy, Seay and McClellan;

And has passed, without amendment, the bill---

H. B. 539. For the relief of Mary V. Anderson and Elizabeth M. Anderson, of Greene county, minors under eighteen years of age, from the disabilities of non-age;

And returns, according to request of the House, the bill---

s. B. 410. To avoid an election for members of the court of county commissioners of the several counties of this State, during the year 1883, and to extend the term of office of the members of said courts of county commissioners;

And has passed, without amendment, the bill---

H. B. 831. To release Claudia Shaw, of Macon county, from the bonds of matrimony;

And accedes to request of House for a conference committee on the bill---

H. B. 557. To levy taxes for the use of the State and the counties thereof;

Committee on part of Senate---Messrs. Brooks of Mobile, Seay and Brewer.

W. L. CLAY,  
Secretary.

On motion of Mr. Burnett, the Senate was requested to grant a committee of conference on the bill, s. 410;

Committee on part of the House---Messrs. Burnett, Dunklin and Shorter.

Mr. Simpson, from the committee on corporations, reported favorably to the bill---

s. B. 377. To amend section 79 of an act to incorporate the city of Tuscaloosa, approved March 12, 1873;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 68, nays 0.

Yeas---Messrs. Speaker, Anderson, Avery, Baker, Beck of Wilcox, Berry, Burnett, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Crawford, Downing, Dunklin, Fuller, Garrett, Goree, Glover, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, Kendrick, Kimbrough May, Moren, Muldon, McAdory, McCall, McMillan, Nevill, Porter, Powell, Puritoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Samford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tingle, Thagard, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion---68.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 21, 1883.

*Mr. Speaker:*

The Senate has amended, as therein shown, and passed the bills:

H. B. 613. To fix the fees of the circuit clerk of Bullock and Tuscaloosa counties in civil cases;

H. B. 732. To prevent the firing, shooting or exploding fire-works of any character in or along the public highways and public streets in the counties of Pike, Clarke and Montgomery;

H. B. 451. To amend section 4773 of the Code.

WM. L. CLAY,  
Secretary.

• The House concurred in the Senate amendments to the bill, H. B. 613, the title of which is set forth in the above message—Yeas 57, Nays 0.

Yeas—Messrs. Speaker, Aderholt, Anderson, Adkison, Avent, Avery, Baker, Beck of Wilcox, Berry, Broyles, Carmichael, Clayton, Crawford, Dowling, Dunklin, Ferrell, Fuller, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kimbrough, Muldon, McAdory, McCall, Nevill, Orme, Porter, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Vines, Watlington, Williams, Wharton, Whitt, Young of Marion---57.

The House concurred in the Senate amendments to the bill, H. B. 732, the title of which is set forth in the above message---yeas 56, nays 1.

Yeas—Messrs. Speaker, Aderholt, Anderson, Adkison, Avery, Baker, Beck of Wilcox, Berry, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Crawford, Dunklin, Ferrell, Fuller, Garrett, Graham, Grant, Griffin, Grisham, Haden, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kimbrough, Muldon, McAdory, McCall, Nevill, Orme, Porter, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Vines, Watlington, Williams, Wharton, Whitt, Young of Marion---56.

Mr. Moragne voted nay.

The House concurred in the Senate amendment to the bill, H. B. 451, the title of which is set forth in the above message—yeas 45, nays 9.

Yeas—Messrs. Anderson, Adkison, Avery, Baker, Beck of Wilcox, Berry, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Crawford, Dunklin, Ferrell, Goree, Glover, Graham, Grant, Grisham, Haden, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Ingle, John, Kimbrough, Muldon, McAdory, McCall, Nevill, Orme, Purifoy, Scarborough, Shackelford,

Shealy, Shorter, Smith of Autauga, Swan, Tingle, Vines, Wharton, Whitt, Young of Marion—45.

Nays—Messrs. Speaker, Aderholt, Browne of Talladega, Carmichael, Garrett, Moragne, Porter, Reynolds of Henry, Simpson—9.

Mr. Beck, of Wilcox, from the committ on local legislation, reported favorably to the bill—

s. B. 162. For the relief of Mahaley O'Neal, of Randolph county;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 53, nays 2.

Yeas—Messrs. Speaker, Aderholt, Anderson, Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Broyles, Carmichael, Clayton, Crawford, Dowling, Dunklin, Ferrell, Fuller, Garrett, Goree, Glover, Graham, Grant, Griffin, Grisham, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Kimbrough, Moragne, McAdory, McCall, Nevill, Powell, Purifoy, Reynolds of Talladega, Robinson, Scarborough, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tingle, Williams, Wharton, Whitt, Young of Marion—53.

Nays—Messrs. Haden and Watlington—2.

Mr. Shackelford, from the committee on temperance, reported favorably to the bill—

s. B. 157. To repeal all laws prohibiting the sale or giving away of spirituous, vinous or malt liquors, or intoxicating bitters, in Marion beat, Perry county, State of Alabama;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 58, nays 2.

Yeas—Messrs. Speaker, Aderholt, Anderson, Adkison, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Crawford, Dowling, Dunklin, Ferrell, Fuller, Garrett, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, John, Kimbrough, Langdon, Moragne, Muldon, McAdory, McCall, Nevill, Orme, Porter, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Scarborough, Shealy, Shorter, Simpson, Smith of Autauga, Tingle, Watlington, Wharton, Whitt, Young of Marion—58.

Nays—Messrs. Ingle and Shackelford.



Mr. Beck, of Wilcox, from the committee on local legislation, reported favorably to the bill---

S. B. 186. To permanently locate the seat of justice in Morgan county ;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 53, nays 14.

Yeas---Messrs. Speaker, Aderholt, Anderson, Armstrong, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Crawford, Ferrell, Fuller, Garrett, Goree, Graham, Grisham, Haden, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hunt, Ingle, John, Kimbrough, Langdon, Moragne, McAdory, McCall, Nevill, Orme, Porter, Purifoy, Reynolds of Henry, Russell, Scarborough, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tingle, Watlington, Williams, Wharton, Whitt, Young of Marion---53.

Nays---Messrs. Alexander, Adkison, Dowling, Dunklin, Ferrell, Grant, Hamilton, Harris, May, Muldon, Nevill, Powell, Reynolds of Talladega, Shackelford---14.

#### MESSAGE FROM THE SENATE.

#### SENATE CHAMBER,

February 21, 1883.

*Mr. Speaker :*

The President has, in the presence of the Senate, signed the following bills, to which your signature is requested :

S. B. 230. For the relief of John Rupert, circuit clerk in the county of Escambia ;

S. B. 90. To incorporate the Scottsville Manufacturing Company, and to allow said company to construct railways and tramways, to connect with other railways ;

S. B. 27. To amend section 1679 of the Code.

W. L. CLAY,

Secretary.

The Speaker, in the presence of the House, immediately after their titles had been publicly read, signed the bills, the titles of which are set forth in the above message.

## REPORT OF CONFERENCE COMMITTEE.

Mr. Brown, of Tuscaloosa, from the committee of conference, submitted the following report :

*Mr. Speaker:*

The conference committee to which was referred the amendments of the Senate, to

H. B. 557. To levy taxes for the use of this State, and the counties thereof;

And which said amendments the House refused to concur in, have had the same under consideration, and submit the following, and recommend concurrence in the same :

That the House concur in the following Senate amendments, to-wit: Nos. 1, 2 5, 6, 7, 13, 14, 15, 16, 17 and 18;

That Senate amendment number 3, be amended by adding the following: "But persons engaged in the business of borrowing and lending money shall not be allowed such deductions." And that Senate amendment number 9, be amended by striking out "5" and inserting "3." And that the Senate recede from amendments numbers 4, 8, 10, 11, and 12;

All of which is respectfully submitted.

LESLIE E. BROOKS,

THOS. SEAY,

W. BREWER,

L. H. BOWLES,

Committee on part of the Senate.

H. H. BROWN,

D. A. ADERHOLT,

W. J. SAMFORD,

S. W. JOHN,

Committee on part of the House.

The report of the conference committee was adopted—yeas 59, nays 0.

Yeas—Messrs. Speaker, Aderholt, Anderson, Adkison, Avent, Baker, Beek of Covington, Beck of Wilcox, Berry, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Dunklin, Ferrell, Fuller, Garrett, Goree, Glover, Graham, Grant, Griffin, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, John, Jones, Kimbrough, Langdon, May, Moragne, Muldon, MeAdory, McCall, Nevill, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega,

Russell, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tingle, Vines, Watlington, Wharton, Whitt, Young of Marion—59.

Mr. Brown, of Tuscaloosa, from the committee on ways and means, reported favorably to the bill—

S. B. 304. To authorize the court of county commissioners of Marion county to levy and collect a special tax not exceeding three-fourths of one per centum on the taxable property in said county, for the purpose of paying for the erection of the court house and jail of said county;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 61, nays 0.

Yeas—Messrs. Alexander, Adkison, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carinichael, Clayton, Crawford, Dowling, Dunklin, Ferrell, Fuller, Goree, Glover, Grant, Griffin, Grisham, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Kimbrough, Langdon, May, Moragne, Muldon, McAdory, McIntyre, McCall, Nevill, Porter, Powell, Purifoy, Reynolds of Henry, Russell, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tingle, Vines, Watlington, Williams, Wharton, Whitt, Young of Marion—61.

#### MESSAGE FROM THE SENATE.

##### SENATE CHAMBER,

February 21, 1883.

*Mr. Speaker:*

The Senate has passed, without amendment, the bills—

H. B. 734. To fix the time for holding the circuit courts in St. Clair county;

H. B. 389. To amend section 750 of the Code, so far as relates to the county of Butler;

H. B. 853. To provide for the collection by suit of any money of the State of Alabama illegally used by any public officer of the State, or illegally received by any person, partnership or corporation from any public officer, or from any depository or custodian of any of the money of this State;

H. B. 905. To amend section 573 of the Code;

H. B. 834. To authorize the issue of a bond of Class A, in substitution of a bond numbered 2066, of the issue of

bonds under the act approved December 4th, 1832, to establish a branch of the Bank of the State of Alabama in the city of Mobile;

H. B. 27. To authorize the Governor to issue five "Class A" bonds of the State in exchange for that number of past due bonds of the State issued under an act of the General Assembly of Alabama, passed December 4, 1832, to increase the capital stock of the branch of the Bank of the State of Alabama, in the town of Montgomery;

And has amended by way of substitute, the bill—

H. B. 811. To require the Governor to have made or purchase for the use of the State, a fire-proof safe for the deposit of State securities and other funds of the State, under regulations herein required;

And accedes to the request of the House for a conference committee on the disagreement of the two houses on the bill—

S. B. 410. To avoid an election for members of the courts of county commissioners of the several counties of this State, during the year 1883, and to extend the term of office of the members of said courts of county commissioners;

Committee on part of the Senate—Messrs. McSpadden, Grant, and Brooks of Macon.

W. L. CLAY,  
Secretary.

The House concurred in the Senate amendment to the bill—

H. B. 811. To require the Governor to have made or purchase for the use of the State, a fire-proof safe for the deposit of State securities and other funds of the State, under regulations herein required—yeas 38, nays 26.

Yeas---Messrs. Alexander, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Dunklin, Fuller, Graham, Grant, Hawkins of Barbour, Hawkins of Jefferson, Harris, Hogue, John, Kimbrough, Langdon, May, Moragne, Muldon, McIntyre, McCall, Nevill, Orme, Porter, Powell, Purifoy, Reynolds of Talladega, Shorter, Simpson, Tingle, Vines---38.

Nays---Messrs. Aderholt, Browne of Talladega, Dowling, Ferrell, Goree, Glover, Griffin, Haden, Hamilton, Hammond, Hawkins of Shelby, Hunt, Ingle, McAdory, Rey-

nolds of Henry, Russell, Scarborough, Schackelford, Shealy, Smith of Autauga, Swan, Tingle Watlington, Williams, Wharton, Young of Marion---26.

Mr. Hawkins, of Barbour, from the committee on agriculture, reported a substitute for the bill—

s. B. 114. To authorize the mortgaging of crops, planted or unplanted;

Mr. Hawkins, of Jefferson, moved to lay the bill on the table, which motion was carried---yeas 37, nays 26.

Yeas---Messrs. Aderholt, Alexander, Anderson, Armstrong, Adkison, Baker, Beck of Wilcox, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Dowling, Dunklin, Glover, Graham, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, May, McAdory, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Shackelford, Shorter, Smith of Autauga, Tingle, Vines, Watlington, Williams, Wharton--37.

Nays---Messrs. Avent, Avery, Berry, Clayton, Crawford, Ferrell, Fuller, Grant, Griffin, Haden, Hamilton, Hawkins of Barbour, Ingle, John, Kimbrough, Langdon, Moragne, McCall, Nevill, Orme, Scarborough, Shealy, Simpson, Swan, Whitt, Young of Marion---26.

Mr. Langdon, from the committee on commerce and common carriers, reported favorably to the bill—

s. B. 165. To empower the Railroad Commission of Alabama to recommend joint local rates on freight to railroad companies operating railroads in this State;

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 55, nays 2.

Yeas---Messrs. Aderholt, Alexander, Anderson, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Dowling, Fuller, Garrett, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, John, Kimbrough, Langdon, May, Muldon, McAdory, McCall, Nevill, Orme, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Scarborough, Shealy, Simpson, Smith of Autauga, Swan, Tingle, Vines, Watlington, Whitt, Young of Marion---55.

Nays---Messrs. Ingle and Wharton.

Mr. Simpson, from the committee on corporations, reported favorably to the bill---

s. B. 274. To amend section 5 of an act to establish a

new charter for the city of Demopolis, approved March 28, 1873;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 61, nays 0.

Yeas—Messrs. Aderholt, Alexander, Anderson, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Crawford, Dunklin, Ferrell, Fuller, Garrett, Graham, Grant, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Kimbrough, Langdon, May, Moren, Moragne, McAdory, McCall, Nevill, Orme, Porter, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tingle, Vines, Wharton, Whitt, Young of Marion—61.

Mr. John, from the committee on commerce and common carriers, reported favorably to the bill—

S. B. 193. To prevent monopolies in the transportation of freight, and to secure free and fair competition in the same;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 51, nays 2.

Yeas—Messrs. Aderholt, Anderson, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Dowling, Ferrell, Fuller, Garrett, Goree, Glover, Grant, Griffin, Grisham, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Ingle, John, Kimbrough, Moragne, Muldon, McCall, Nevill, Orme, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Scarborough, Shackelford, Shealy, Smith of Autauga, Swan, Tingle, Vines, Watlington, Williams, Wharton, Whitt, Young of Marion—51.

Nays—Messrs. Graham and Hamilton.

Also, from the same committee, reported favorably to the bill—

S. B. 295. To provide for the comfort and accommodation of passengers at each of the passenger depots along the line of every railroad company, or person, in this State;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 54, nays 2.

Yeas—Messrs. Speaker, Aderholt, Alexander, Adkison, Avent, Baker, Berry, Browne of Talladega, Brown of Tus-

caloosa, Broyles, Carmichael, Clayton, Crawford, Ferrell, Fuller, Garrett, Goree, Glover, Graham, Grant, Griffiu, Grisham, Haden, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, John, Kimbrough, May, McCall, Nevill, Porter, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Scarborough, Shackelford, Shealy, Simpson, Smith of Dallas, Smith of Autauga, Swan, Tingle, Vines, Watling, Williams, Wharton, Whitt—54.

Nays—Messrs. Avery and Porter—2.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 21, 1883.

*Mr. Speaker :*

The President has, in the presence of the Senate, signed the following bills, to which your signature is requested :

s. B. 144. To regulate the hiring and treatment of State and county convicts ;

s. B. 157. To repeal all laws to prohibit the sale or giving away, of spirituous, vinous or malt liquors, or intoxicating bitters, in Marion beat, Perry county, State of Alabama.

W. L. CLAY,  
Secretary.

The Speaker, in the presence of the House, immediately after their titles had been publicly read, signed the bills, the titles of which are set forth in the above message.

Mr. Simpson, from the committee on corporations, reported favorably to the bill---

s. B. 314. To amend an act to amend section 1 of an act to define the corporate limits of the city of Wetumpka ;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 54, nays 0.

Yeas---Messrs. Speaker, Aderholt, Alexander, Avent, Avery, Beck of Covington, Beck of Wilcox, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Crawford, Dunklin, Ferrell, Garrett, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Kimbrough, May, McCall,

Moragne, Nevill, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tingle, Vines, Watlington, Williams, Whitt—54.

Mr. Dunklin, from conference committee, reported that the conference committee recommend that the Senate concur in the House amendment to Senate bill 410.

S. K. McSPADDEN,  
A. L. BROOKS,  
L. W. GRANT,  
Senate Committee.  
D. G. DUNKLIN,  
C. C. SHORTER,  
House Committee.

The report was adopted---yeas 53, nays 0.

Yeas---Messrs. Speaker, Aderholt, Alexander, Avent, Avery, Baker, Beck of Wilcox, Berry, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Crawford, Garrett, Glover, Graham, Grant, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Kimbrough, May, Muldon, McCall, Nevill, Orme, Powell, Purifoy, Reynolds of Talladega, Russell, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tingle, Vines, Watlington, Williams, Wharton, Whitt---53.

Mr. Beck of Wilcox, from the committee on local legislation, reported favorably to the bill—

s. B. 98. To repeal an act to fix the pay of the sheriff of Coffee county, approved March 1, 1881;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 54, nays 0.

Yeas---Messrs. Aderholt, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Crawford, Dowling, Ferrell, Garrett, Gere, Goree, Glover, Grant, Griffin, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Ingle, Kimbrough, May, Moragne, Muldon, McAdory, McCall, Nevill, Orme, Porter, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Scarborough, Shackelford, Shealy, Shorter, Simpson, Swan, Tingle, Vines, Watlington, Williams, Wharton, Whitt, Young of Marion---54.

Mr. Powell, from committee on fees and salaries, reported favorably to the bill---



s. B. 145. To regulate the fees of witnesses for the State in criminal cases:

Mr. Berry moved to except the county of Dallas from the operations of the bill, which amendment was adopted;

The bill was ordered to a third reading forthwith read a third time and passed---yeas 54, nays 9.

Yeas—Messrs. Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Dowling, Dunklin, Ferrell, Garrett, Glover, Graham, Grant, Griffin, Grisham, Haden, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Kimbrough, May, Moragne, Muldon, McAdory, McCall, Nevill, Orme, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Scarborough, Shackelford, Shealy, Simpson, Smith of Autauga, Swan, Tingle, Vines, Watlington, Williams, Wharton, Whitt, Young of Marion—54.

Nays—Messrs. Speaker, Alexander, Berry, Hamilton, Hammond, Moragne, Porter, Reynolds of Henry and Shorter—9.

Mr. Shorter moved to reconsider the vote just taken, which motion was laid on the table.

Mr. Hamilton, from the committee on judiciary, reported favorably to the bill---

s. B. 221. To provide for appointment of an official stenographer for the city court of Montgomery, and other courts held in said county, and to define his duties and regulate his compensation;

Mr. Berry moved to include Dallas county in the provisions of the bill, which amendment was adopted;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 55, nays 0.

Yeas---Messrs. Speaker, Alexander, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Dowling, Dunklin, Ferrell, Garrett, Graham, Grant, Griffin, Grisham, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Kimbrough, May, Muldon, McAdory, McCall, Nevill, Orme, Porter, Powell, Purifoy, Reynolds of Talladega, Russell, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tingle, Vines, Watlington, Williams, Wharton, Whitt, Young of Marion---55.

Also, from the same committee, reported a substitute to the bill---

S. B. 141. To amend section 1811 of the Code ;

The substitute was adopted ;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 52, nays 0.

Yeas---Messrs. Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Dowling, Dunklin, Garrett, Glover, Grant, Grisham, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Kimbrough, May, Moragne, Muldon, McAdory, McCall, Nevill, Orme, Porter, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Scarborough, Shackelford, Shealy, Shorter, Simpson, Swan, Tingle, Vines, Watlington, Wharton, Whitt, Young of Marion---52.

Also, from same committee, reported favorably to the bill—

S. B. 99. To amend section 2670 of the Code ;

On motion of Mr. Alexander, the bill was laid on the table.

Mr. Powell, from the committee on fees and salaries, reported favorably to the bill---

S. B. 200. To regulate the fine and forfeiture fund of Barbour and Elmore counties ;

Mr. Smith, of Antauga, moved to amend by including Autauga county in the provisions of the bill, which amendment was adopted.

Mr. Hawkins, of Barbour, offered an amendment, which was lost, which is as follows :

*Provided*, That the proceeds arising from hire of convicts sentenced to hard labor for the county of Barbour, other than for fines and costs, shall be paid into the county treasury for general county purposes ;

The bill was so amended as to include the counties of Blount, Chambers and Etowah in the provisions of the bill ;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 37, nays 14.

Yeas---Messrs. Speaker, Alexander, Avent, Avery, Beck of Wilcox, Browne of Talladega, Broyles, Crawford, Dunklin, Ferrell, Graham, Grisham, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, John, May, Moragne, Muldon, McAdory, Orme, Powell, Purifoy, Rey-

nolds of Henry, Reynolds of Talladega, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Watlington, Williams, Wharton, Whitt, Young of Marion---37.

Nays—Messrs. Anderson, Baker, Carmichael, Clayton, Glover, Grant, Haden, Hawkins of Barbour, Kimbrough, McCall, Nevill, Scarborough, Shackelford, Tingle—14.

# MESSAGE FROM THE SENATE.

## SENATE CHAMBER,

February 21, 1883.

*Mr. Speaker :*

The Senate concurs in the House amendments to the bills—

s. B. 145. To regulate the fees of witnesses for the State in criminal cases;

s. B. 221. To provide for the appointment of an official stenographer for the city court of Montgomery, and other courts held in said county, and to define his duties and regulate his compensation;

s. B. 141. To amend section 1811 of the Code;

s. B. 200. To regulate the fine and forfeiture fund of Barbour and Elmore counties;

And has amended as therein shown, and as amended, has passed the bill—

H. B. 558. To provide for the assessment and collection of taxes for the use of this State and the counties thereof, and to define the duties of officers engaged about the said assessment and collection of taxes;

And has passed without amendment the bills—

H. B. 585. To incorporate the town of Brownville;

H. B. 772. To form a separate school district in the territory east of Shoal Creek, in township 2, range 10, west, in the county of Lauderdale;

H. B. 278. To amend an act entitled an act to amend section 3496 of the Code, approved December 7, 1878;

H. B. 534. To exempt the organization of the grand and petit juries of the city court of Selma, which was organized at the January term, 1883, from the provisions of an act to regulate the drawing and empanelling of grand and petit juries in Dallas county, approved December 12, 1882;

H. B. 33. To provide for a re-registration of all claims against the fine and forfeiture fund of Clark county;

H. B. 239. For the preservation of game animals and birds, in the county of Tuscaloosa.

W. L. CLAY,  
Secretary.

The House concurred in the Senate amendments to the bill, H. B. 558, the title of which is set forth in the above message—yeas 55, nays 0.

Yeas---Messrs. Speaker, Alexander, Avery, Baker, Beek of Covington, Beek of Wileox, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Dowling, Dunklin, Ferrell, Fuller, Glover, Graham, Grant, Griffin, Grisham, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, John, Kimbrough, May, Moragne, Muldon, McAdory, McCall, McMillan, Nevill, Orme, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Vines, Watlington, Williams, Wharton, Whitt, Young of Marion---55.

Mr. Beck, of Wileox, from the committee on local legislation, reported favorably to the bill---

S. B. 246. To prevent stock from running at large in China Grove beat, in Pike county;

Mr. Griffin moved that the bill be indefinitely postponed, and no quorum voting, the motion was laid over for final action.

On motion of Mr. Browne, of Talladega, the House adjourned until 10 o'clock Friday next.

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## FIFTIETH DAY.

HOUSE OF REPRESENTATIVES,

FRIDAY, February 23, 1883.

The House met pursuant to adjournment.

Prayer by Rev. Mr. Avent, of the House.

On the call of the roll, the following members answered to their names:

Messrs. Speaker, Aderholt, Alexander, Anderson, Armstrong, Adkison, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Cochran, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Lang, Langdon, May, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Sanford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Underwood of Colbert, Underwood of Franklin, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens--89.

The reading of the journal was dispensed with.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 23, 1883.

*Mr. Speaker:*

The Senate has passed, without amendment, the bills:

H. B. 553. To amend section 21 of an act entitled an act to establish a new charter for the city of Talladega, and to repeal all acts in contravention therewith, approved March 1st, 1870;

H. B. 413. To repeal section 4 of an act entitled an act to regulate the fine and forfeiture fund of certain counties, approved February 13th, 1879, in so far as the same relates to Talladega county;

H. B. 552. To extend the corporate limits of the city of Talladega;

H. B. 275. To amend an act entitled an act for the preservation of game animals and birds in Perry county, approved February 26th, 1881;

H. B. 536. To incorporate the White Sulphur Springs College, in DeKalb county, Alabama;

H. B. 554. To authorize the mayor and aldermen of the city of Talladega to license and regulate hawkers, peddlers, and itinerant dealers in merchandise;

H. B. 546. To regulate the trial of misdemeanors in the county of Macon;

H. B. 719. To authorize John A. Lile, J. Crosswell Baker and J. N. Wade, securities of S. M. Smith, tax collector of Morgan county for the years 1875, 1876 and 1877, to collect the unpaid taxes for said years, for the purpose of reimbursing therefor moneys paid the State;

And has amended as therein shown and passed the bills:

H. B. 266. To abolish the county court of Greene county, and to repeal chapter 6, of title 9, of part 1, and chapter 6, of title 3, of part 5, of the Code of Alabama, so far as the same applies to Greene county;

H. B. 714. To prescribe the duties of the tax collector of Marshall county, as to appointment, etc., for the collection of taxes;

H. B. 818. To empower the court of county commissioners of Hale county to extend the limits of the Canebrake agricultural district in said county, or to establish new and separate agricultural districts in said county, upon petition of a majority of land owners in any beat or district to be affected thereby;

H. B. 430. To prevent stock from running at large in certain portions of Hale county;

And has passed, without amendment, the bills:

H. B. 567. To re-transfer to the circuit court of Clarke county all indictments transferred to the county court under the act in relation to the trial of misdemeanors in Tuscaloosa and other counties therein named, approved March 19, 1875, when the judge of the county court is incompetent to try the same;

H. B. 620. To amend an act to amend section 5025 of the Code, so far as the same relates to the county of Blount;

H. B. 10. For the relief of Delia Edwards, of Choctaw county, as the adopted heir of Adam Burgess, deceased;

H. B. 873. To authorize the court of county commissioners of Hale county to furnish tools for working the public roads;

H. B. 441. To authorize the court of county commissioners of Russell county to appoint and employ a superintendent of public roads and bridges in said county.

WM. L. CLAY,

Secretary.

The House concurred in the Senate amendment to the bill—

H. B. 714. To prescribe the duties of the tax collector of Marshall county, as to appointment, &c., for the collection of taxes—yeas 65, nays 0.

Yeas—Messrs. Speaker, Avent, Avery, Baker, Beck of Covington, Berry, Bibb, Burnett, Brown of Tuscaloosa, Broyles, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Jefferson, Hawkus of Shelby, Harris, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Lang, Langdon, May, Moren, McAdory, McCall, McMillan, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Scarborough, Shealy, Smith of Autauga, Swan, Tatum, Thagard, Walker, Watlington, Williams, Wood, Wharton, Whitt, Young of Marion—65.

The House concurred in the Senate amendment to the bill, H. B. 818, the title of which is set forth in the above message—yeas 52, nays 1.

Yeas—Messrs. Speaker, Aderholt, Armstrong, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Brewer, Browne of Talladega, Carmichael, Dowling, Dunklin, Ferrell, Fuller, Goree, Glover, Graham, Grant, Griffin, Grisham, Haden, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hunt, Kendrick, Kimbrough, Lang, McAdory, McCall, Porter, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Scarborough, Shealy, Tatum, Vines, Walker, Watlington, Williams, Wharton, Young of Marion, Young of Pickens—52.

Nay—Mr. John.

The House concurred in the Senate amendment to the bill, H. B. 430, the title of which is set forth in the above message—yeas 68, nays 0.

Yeas—Messrs. Speaker, Aderholt, Armstrong, Beck of Covington, Berry, Bibb, Burnett, Brewer, Browne of Talladega, Broyles, Carmichael, Clayton, Dowling, Dunklin, Ferrell, Fuller, Garrett, Goree, Graham, Grant, Griffin, Haden, Hamilton, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hunt, Ingle, John, Kendrick, Kimbrough, Lang, May, Moren, Moragne, McAdory, McCall, McMillan, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Vines, Watlington,

Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—68.

#### ENROLLED BILLS.

Mr. Browne, of Talladega, from committee on enrolled bills, reported as correctly enrolled, the following bills, and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills, viz:

H. B. 320. To amend section 1 of an act entitled an act to authorize the probate judge of Chilton county, to order elections in certain cases, to determine whether spirituous, vinous or malt liquors shall be sold, given away, or otherwise disposed of in said county, or in any beat or incorporated city or town therein, approved February 26, 1881;

H. B. 690. To refund to R. H. Little, R. M. Pillgreen, and Wm. Mosteller, of Shelby county, Alabama, certain moneys paid out by them for license to deal in lager beer;

H. B. 252. To regulate the granting of licenses to sell spirituous or vinous liquors in the county of Covington;

H. B. 831. To release Claudia Shaw, of Macon county, from the bonds of matrimony;

H. B. 666. For the relief of J. B. Simpson, A. Lchman, James McFerrin, Caswell Ellington, Job Thigpen, and A. M. Crum, as sureties on the official bond of J. M. Thigpen, county superintendent of education of Butler county;

H. B. 821. Regulating fines and forfeitures in Jefferson and Monroe counties;

H. B. 27. To authorize the Governor to issue five "Class A" bonds of the State, in exchange for that number of past due bonds of the State, issued under an act of the General Assembly of Alabama, passed December 4, 1832, to increase the capital stock of the branch of the bank of the State of Alabama, in the town of Montgomery;

H. B. 392. To prevent stock, in a certain event, from running at large in Chambers county, and to provide for the enforcement of the same;

H. B. 911. To enable the township superintendent of education of township 16, range 17, Montgomery county, and the county superintendent of education of said county, to sell the public school property of said school district, located in the city of Montgomery, and to divide and reinvest the proceeds thereof;



H. B. 734. To fix the time for holding the circuit courts in St. Clair county ;

H. B. 312. To amend section 3259 of the Code ;

H. B. 385. To amend section 5002 of the Code of Alabama ;

H. B. 383. To amend an act to prohibit the sale of vinous or spirituous liquors within eight miles of the court house at St. Stephens, in Washington county, approved February 22, 1876 ;

H. B. 912. To provide a fund for the support of the Supreme Court library without appropriations from the treasury ;

H. B. 539. For the relief of Mary V. Anderson and Elizabeth M. Anderson, of Greene county, minors under eighteen years of age, from the disabilities of non-age ;

H. B. 60. To amend section 2 of an act, approved February 28, 1881, entitled an act to prohibit the sale of spirituous, vinous or malt liquors, or other intoxicating beverages in the counties of Etowah, Cherokee, DeKalb and Tallapoosa, so far as Tallapoosa and Etowah are concerned ;

H. B. 747. To amend section 37 of an act entitled an act for the organization and discipline of the volunteer forces of Alabama, approved March 1, 1881 ;

H. B. 475. To amend an act to prevent the selling of vinous, spirituous or malt liquors, beverages or bitters, composed in whole or in part, of such spirituous or malt liquors, in the county of Bullock, except by regularly licensed druggists upon the prescription of licensed physicians, and to provide a local option law for the sale of such liquors, beverages or bitters, in incorporated towns or cities in said county, having a population of two hundred and fifty or more, approved February 28, 1881 ;

H. B. 148. To render competent as witnesses in the courts of this State, certain persons ;

Mr. John, from the conference committee, submitted the following report :

The committee of conference to whom was referred H. B. 779, and the amendments adopted thereto by the Senate, have had the same under consideration and report that they recommend that the House concur in the Senate amendments Nos. 1, 2, 3 and 5. That amendment No. 4 be amended by striking out all of sub-division 4 of said amendment, except the first four lines of said sub-division 4,

and as thus amended, that the House concur in this amendment;

That the 6th amendment be amended by striking out the words "at or within 3 miles of Antioch Baptist church, in Talladega county," and by striking out the words, "Friendship Academy and Church," and as thus amended, that the House concur therein;

That the Senate recede from the 7th amendment.

JAS. E. HAWKINS,  
CECIL BROWNE,  
S. W. JOHN,  
of the House.

J. A. BILLUPS,  
A. L. BROOKS,  
of the Senate.

The report was adopted—yeas 71, nays 0.

Yeas---Messrs. Speaker, Aderholt, Alexander, Adkison, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Bibb, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Gorce, Glover, Graham, Grant, Griffin, Grisham, Haden, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, May, Moren, McAdory, McIntyre, McCall, McMillan, Nevill, Orme, Porter, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Scarborough, Shackelford, Shealy, Shorter, Smith of Autauga, Swan, Tingle, Thagard, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—71.

Mr. Dowling, from the conference committee, submitted the following report:

The committee of conference, on the disagreement of the two Houses of the General Assembly as to the substitute of the House of Representatives for Senate bill No. 307, have had the same under consideration and recommend that said substitute be amended by striking out section 3 and section 4 of said substitute, and inserting in place thereof the following:

Section 3. *Be it further enacted*, That for services and expenses rendered or incurred by said commissioner for any of said counties after the passage of this act, said commissioner shall receive such compensation as may be agreed

upon by the court of county commissioners of the county for which such services are rendered, to be paid on the order of such court out of the county treasury, and the State shall, in no event, be liable to pay for such future services;

And that said substitute as thus amended be adopted.

D. S. TROY,  
T. N. McCLELLAN,  
of the Senate.

JNO. W. DOWLING,  
Chairman.

S. A. M. WOOD,  
GEO. W. SHEALY,  
of the House of Representatives.

The report was adopted—yeas 65, nays 1.

Yeas—Messrs. Speaker, Alexander, Armstrong, Avent, Avery, Beck of Wilcox, Berry, Brewer, Browne of Talladega, Broyles, Carmichael, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Goree, Glover, Grant, Griffin, Grisham, Haden, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Kimbrough, Lang, Moren, Muldon, McAdory, McIntyre, McCall, McMillan, Nevill, Orme, Porter, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tingle, Thagard, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens—65.

Nay—Mr. John—1.

The House concurred in the Senate amendment to the bill—

H. B. 266. To abolish the county court of Greene county, and to repeal chapter 6, of title 9, of part 1, and chapter 6, of title 3, of part 5, of the Code, so far as the same applies to Greene county—yeas 74, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Armstrong, Avent, Avery, Baker, Beck of Wilcox, Berry, Bibb, Brewer, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Dowling, Dunklin, Edwards, Ferrell, Fuller, Garrett, Goree, Glover, Graham, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Lang, Moren, Muldon, McAdory, McIntyre, McCall, Mc-

Millan, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Shealy Shorter, Simpson, Smith of Autauga, Swan, Tingle, Thagard, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens---74.

Mr. Browne of Talladega, moved to reconsider the vote by which the bill---

s. B. 246. To prevent stock from running at large in China Grove Beat, in Pike county;

Was ordered to a third reading, which motion was carried;

Mr. Griffin offered an amendment, which was adopted;

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 40, nays 26.

Yeas---Messrs. Armstrong, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Bibb, Brewer, Browne of Talladega, Dowling, Dunklin, Fuller, Garrett, Graham, Hall, Hawkins of Barbour, Harris, Hogue, John, Kendrick, Kimbrough, Moren, McIntyre, McCall, Orme, Powell, Purifoy, Raisler, Russell, Samford, Scarborough, Simpson, Swan, Tatum, Thagard, Vines, Walker, Watlington, Wharton, Whitt---40.

Nays---Messrs. Broyles, Carmichael, Clayton, Edwards, Glover, Grant, Griffin, Grisham, Haden, Hammond, Hawkins of Shelby, Hunt, Ingle, May, Nevill, Porter, Reynolds of Henry, Reynolds of Talladega, Shealy, Smith of Autauga, Tingle, Williams, Willett, Wood, Young of Marion, Young of Pickens---26.

Mr. Graham moved to reconsider the vote by which the bill, s. 246, was passed, and also moved to lay that motion on the table; the latter motion was carried.

#### MESSAGE FROM THE SENATE.

#### SENATE CHAMBER,

February 23, 1883.

*Mr. Speaker:*

The President has, in the presence of the Senate, signed the following bills, to which your signature is requested:

s. B. 186. To permanently locate the seat of justice of Morgan county;

s. B. 98. To repeal an act to fix the pay of the sheriff of Coffee county, approved March 1, 1881;

s. B. 200. To regulate the fine and forfeiture fund of Barbour, Elmore, Autauga, Blount, Etowah and Chambers counties;

s. B. 274. To amend section 5 of an act to establish a new charter for the city of Demopolis, approved March 28, 1873.

s. B. 141. To amend section 1811 of the Code;

s. B. 304. To authorize the court of county commissioners of Marion county to levy and collect a special tax, not exceeding three-fourths of one per centum on the taxable property in said county, for the purpose of paying for the erection of the court house and jail of said county;

s. B. 295. To provide for the comfort and accommodation of passengers at each of the passenger depots along the line of every railroad operated by every railroad company or person in this State;

s. B. 165. To empower the railroad commission of Alabama to recommend joint local rates on freight to railroad companies and persons operating railroads in this State;

s. B. 315. To amend section 3 of an act to alter and annul the charter of the town of Camden, in Wilcox county, Alabama, approved February 8, 1858;

s. B. 388. To make an appropriation to pay the expenses of the joint committee to investigate the accounts, conduct, bond, &c., of I. H. Vincent, late Treasurer of Alabama;

s. B. 360. To regulate the times of holding the circuit courts of Talladega and Clay counties, in the seventh judicial circuit;

s. B. 410. To avoid an election for members of the courts of commissioners of the several counties of this State, during the year 1883, and to extend the term of office of the members of said courts of county commissioners;

s. B. 377. To amend section 79 of an act to incorporate the city of Tuscaloosa, approved March 12, 1873;

s. B. 328. To authorize the commissioners court of Conecuh county, to allow the probate judge of said county compensation for services therein specified;

s. B. 162. For the relief of Mahaley O'Neal, of Randolph county;

s. B. 244. To provide for the voluntary payment of taxes in Lee, Chambers, Tallapoosa and Pickens counties;

s. B. 193. To prevent monopolies in the transportation of freight, and to secure free and fair competition in the same;

S. B. 145. To regulate the fees of witnesses for the State in criminal cases ;

S. B. 314. To amend an act entitled an act to amend section one of an act to define the corporate limits of the city of Wetumpka ;

The Speaker, in the presence of the House, immediately after their titles had been publicly read, signed the bills, the titles of which are set forth in the above message.

Mr. Browne, of Talladega, from the committee on enrolled bills, reported the following bills correctly enrolled, and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills:

H. B. 546. To regulate the trial of misdemeanors in the county of Macon ;

H. B. 905. To amend section 573 of the Code ;

S. B. 451. To amend section 4773 of the Code ;

H. B. 554. To authorize the mayor and aldermen of the city of Talladega to license and regulate hawkers, peddlers, and itinerant dealers in merchandise ;

H. B. 553. To amend section 21 of an act entitled an act to establish a new charter for the city of Talladega, and to repeal all acts in contravention therewith, approved March 1st, 1870 ;

H. B. 413. To repeal section 4 of an act entitled an act to regulate the fine and forfeiture fund of certain counties, approved February 13, 1879, in so far as the same relates to Talladega county ;

H. B. 552. To extend the corporate limits of the city of Talladega ;

H. B. 834. To authorize the issue of a bond of "Class A," in substitution of a bond numbered 2066 of the issue of bonds under the act approved December 4, 1832, to establish a branch of the Bank of the State of Alabama in the city of Mobile ;

H. B. 278. To amend an act entitled an act to amend section 3496 of the Code, approved December 7, 1878 ;

H. B. 139. To repeal an act entitled an act to amend section 1544 of the Code, approved March 1, 1881, relating to recommendation necessary to obtain license, so far as the county of Cullman is concerned ;

H. B. 536. To incorporate the White Sulphur Springs College, in DeKalb county, Alabama ;

H. B. 732. To prevent the firing, shooting, or exploding fireworks of any character in or along the public highways

and public streets, in the counties of Pike, Clarke, Montgomery and Conecuh;

H. B. 389. To amend section 750 of the Code, so far as the same relates to the county of Butler;

H. B. 275. To amend an act entitled an act for the preservation of game animals and birds in Perry county, approved February 26, 1881;

H. B. 585. To incorporate the town of Browneville;

H. B. 802. To authorize private business corporations which may hereafter be organized under the provisions of article 7, chapter 1, part 2, title 1, of the Code, to hold stockholders' and directors' meetings, and do corporate acts in other States of the union;

H. B. 239. For the preservation of game animals and birds in the county of Tuscaloosa;

H. B. 853. To provide for the collection by suit of any money of the State of Alabama illegally used by any public officer of the State, or illegally received by any person, partnership or corporation, from any public officer, or from any depository or custodian of any of the money of this State;

H. B. 205. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters, or beverages of any description whatever, at or within certain localities in this State hereinafter designated: At or within three miles of Godfrey High School, in Winston county; at or within two and a half miles of Uchee Academy, in Russell county; at or within three miles of Philadelphia and Liberty churches, in Marion county; at or within two miles of Saville church and school-house, in Orenshaw county; at or within three miles of Wesley Chapel school-house, near Brock's Gap; at or within three miles of Toad Vine, in Jefferson county; at or within four miles of Friendship Baptist church, in Montgomery county; within South Lowell beat, No. 2, Walker county;

H. B. 415. To authorize the probate judge of Tallapoosa county to order an election to determine whether spirituous, vinous or malt liquors, or other intoxicating beverages, shall be sold, given away, or otherwise disposed of in said county; the same being prohibited by an act entitled an act to prohibit the sale of spirituous, vinous or malt liquors, or other intoxicating beverages, in the counties of Etowah, Cherokee, DeKalb and Tallapoosa, approved February 28, 1881;

H. B. 772. To form a separate school district in the ter-

ritory east of Shoal Creek, in township 2, range 10, west, in the county of Lauderdale ;

H. B. 534. To exempt the organization of the grand and petit juries of the city court of Selma, which was organized at the January term, 1883, from the provisions of an act to regulate the drawing and empanelling of grand and petit juries in Dallas county, approved December 12, 1882 ;

H. B. 811. To require the Governor to have made, or purchase for the use of the State, a fire proof safe for the deposit of the State securities and other funds of the State under regulations herein required ;

H. B. 33. To provide for a re-registration of all claims against the fine and forfeiture fund of Clark county ;

H. B. 266. To abolish the county court of Greene county, and to repeal chapter 6, of title 9, of part 1, and chapter 6, of title 3, of part 5, of the Code of Alabama, so far as the same applies to Greene county ;

H. B. 613. To fix the fees of circuit clerks of Bullock, Tuscaloosa, Perry, Coffee, Pike and Monroe counties, in civil cases.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 23, 1883.

*Mr. Speaker :*

The Senate concurs in the House amendment to the bill—

S. B. 246. To prevent stock from running at large in China Grove beat, in Pike county ;

And has passed, with amendments, as therein shown, the bill—

H. B. 502. To establish a department of agriculture for the State of Alabama.

W. L. CLAY,  
Secretary.

The House concurred in the Senate amendments to the bill---

H. B. 502. To establish a department of agriculture for the State of Alabama---yeas 54, nays 3.

Yeas---Messrs. Speaker, Aderholt, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Brown of



Tuscaloosa, Clayton, Ferrell, Garrett, Gore, Grant, Grisham, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, Kendrick, Kimbrough, Langdon, Moren, Moragne, McIntyre, McCall, Nevill, Orme, Powell, Purifoy, Raisler, Samford, Scarborough, Shackelford, Shealy, Shorter, Smith of Autauga, Swan, Tatum, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion---54.

Nays---Messrs. Glover, Griffin and Russell---3.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE OFFICE,

MONTGOMERY, ALA., Feb. 23, 1883.

*Mr. Speaker :*

The Governor has approved the following bills, which originated in the House :

H. B. 711. To alter and amend the charter of the city of Huntsville as established by an act approved March 3, 1870, entitled an act to establish a new charter for the city of Huntsville, and an act approved February 13, 1871, entitled an act to amend an act to establish a new charter for the city of Huntsville ;

H. B. 773. To authorize an election to prohibit the sale, giving away, or otherwise disposing of for gain or recompense, spirituous, vinous or malt liquors, or intoxicating bit-  
ters, in the county of Lee.

W. G. HUTCHESON,  
Recording Secretary.

Mr. Simpson, from committee on corporations, reported favorably, with amendments, to the bill---

s B. 358. To confer additional powers on the corporate authorities of the city of Montgomery ;

The amendments were adopted

The bill was ordered to a third reading forthwith ; read a third time ;

On motion of Mr. Samford, the vote ordering the bill to a third reading, was reconsidered ;

Mr. Samford offered an amendment, which was adopted ;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 37, nays 18.

Yeas---Messrs. Speaker, Aderholt, Alexander, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Branch, Brewer, Browne of Talladega, Clayton, Dunklin, Ferrell, Garrett, Goree, Grant, Hall, Hogue, Kimbrough, Langdon, Moren, McCall, Orme, Purifoy, Raisler, Samford, Scarborough, Shackelford, Shealy, Shorter, Swan, Vines, Wood, Wharton, Whitt---37.

Nays---Messrs. Broyles, Griffin, Grisham, Haden, Hamilton, Hammond, Hawkins of Jefferson, Ingle, John, Kendrick, Porter, Powell, Raisler, Reynolds of Henry, Reynolds of Talladega, Smith of Autauga, Williams, Willett---18.

Mr. Beck of Wilcox, from the committee on local legislation, reported favorably, with amendment, to the bill—

s. B. 311. To amend section 6 of an act to amend sections 1385, 1388, 1393, 1395 and 1396 of the Code, approved December 12, 1882;

The amendment was adopted;

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 56, nays 0.

Yeas---Messrs. Aderholt, Avent, Baker, Beck of Wilcox, Berry, Bibb, Brewer, Browne of Talladega, Brown of Tuscaloosa, Clayton, Edwards, Ferrell, Garrett, Goree, Grant, Griffin, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Langdon, Moren, Moragne, McAdory, McCall, Nevill, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Shorter, Simpson, Smith of Autauga, Swan, Tatum, Watlington, Williams, Wood, Wharton, Whitt---56.

Mr. Powell, from committee on education, reported favorably to the bill—

s. B. 259. To authorize M. T. Moody, township superintendent of T. 13, R. 10, Calhoun county, or his successor in office, to sell certain school property in the town of Cross Plains, and re-invest the proceeds in other school property in said town;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 52, nays 0.

Yeas---Messrs. Speaker, Aderholt, Alexander, Avery, Beck of Covington, Beck of Wilcox, Berry, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clayton, Garrett, Goree, Grant, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Har-

ris, Hogue, Hunt, Ingle, Kendrick, Kimbrough, Langdon, Moren, Moragne, McCall, Nevill, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Shorter, Simpson, Swan, Tatum, Vines, Watlington, Williams, Wood, Wharton---52.

Mr. Hawkins, of Jefferson, presented the following protest :

I beg leave to have entered upon the journal of the House, my protest against the passage of the bill, (s. B. 144), in regard to the hiring of State and county convicts.

1. Because the certain effect of the bill is to mass the convicts, both State and county, in Jefferson county, in my opinion against the interest and wishes of the people of that county.

2. It breaks up the penitentiary at Wetumpka, built with the money of the State, and transfers it to temporary camps.

3. It fails to provide for the return of the convict on the expiration of his term of imprisonment, to the county where he was convicted.

4. Its tendency is to throw the coal industry of Alabama into the hands of lessees of convicts, and while it may not create an absolute monopoly in it, its tendency is to drive out all competition in mining coal with free labor.

5. It keeps up the irritation now so prevalent in regard to our convict system, and throws the Democratic party on the defensive.

6. It aims at making as much money out of the convict as possible without regard to his reform.

Respectfully,

JAS. E. HAWKINS.

Messrs. Wood and Hammond, presented the following protest :

HOUSE OF REPRESENTATIVES,

Montgomery, Ala., February 23, 1883.

The undersigned, members of this House, respectfully request that their protest be entered on the journal against the passage of Senate bill, No. 193, entitled an act to prevent monopolies in the transportation of freight, and to secure free and fair competition in the same.

For the following reasons :

1. That in their belief, said bill will have an effect directly the reverse of its title.

2. Because we believe experience in many of the States has demonstrated that legislation of this character, has been injurious to both the people and railroads.

3. Because the workings of the railroad commission in this State, with recommendatory powers, has been satisfactory up to this time to all interests, and we believe it better to hold fast to the present system, which is also justified by experience, than to venture upon a course of legislation which has no satisfactory precedent to justify it.

Respectfully,

S. A. M. WOOD,  
J. D. HAMMOND.

Mr. Simpson, from the committee on corporations, reported favorably to the bill—

S. B. 209. To raise a fund for the benefit of the fire companies in the city of Birmingham ;

Mr. Hawkins, of Jefferson, offered an amendment, which was adopted ;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 60, nays 0.

Yeas—Messrs. Aderholt, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Dunklin, Ferrell, Goree, Grant, Griffin, Grisham, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Langdon, Moren, Moragne, McAdory, McCall, Nevill, Porter, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tatum, Thagard, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt—60.

Mr. Beck, of Wilcox, from the committee on local legislation, reported favorably to the bill--

S. B. 380. To repeal the act to regulate the publication of legal notices in the county of Crenshaw, approved December 11, 1873;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 58, nays 0.

Yeas—Messrs. Speaker, Aderholt, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Browne of Tal-

ladega, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Dunklin, Ferrell, Garrett, Goree, Grant, Griffin, Grisham, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, John, Kendrick, Kimbrough, Lang, Langdon, Moren, Moragne, McAdory, McCall, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Shealy, Simpson, Smith of Autauga, Swan, Tingle, Thagard, Vines, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Pickens—58.

Mr. Hamilton, from the committee on judiciary, reported favorably to the bill---

S. B. 333. To amend section 7 of an act to confer additional jurisdiction upon the county court of Hale county, and to regulate proceedings therein, approved February 12, 1879;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 56, nays 1.

Yeas---Messrs. Aderholt, Alexander, Avery, Beck of Covington, Beck of Wilcox, Berry, Brown of Tuscaloosa, Broyles, Carmichael, Clayton, Crawford, Garrett, Goree, Glover, Graham, Grant, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Ingle, John, Kendrick, Kimbrough, Langdon, May, Moren, Moragne, Muldon, McAdory, McCall, Nevill, Orme, Porter, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Smith of Autauga, Swan, Tatum, Thagard, Vines, Watlington, Williams, Wharton, Whitt, Young of Marion, Young of Pickens---56.

Mr. Griffin voted nay.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 23, 1883.

*Mr. Speaker:*

The Senate non-concurs in the report of the committee of conference, or the disagreement of the House on the House amendments to the bill---

S. B. 307. To provide for the payment of the compensation and expenses of the commissioners, appointed pursuant to an act to provide for the adjustment, compromise and settlement of the indebtedness of the counties of Chambers,

Randolph, Tallapoosa, Lee and Pickens, arising from bonds issued by said counties in payment of stock subscribed to the capital stock of railroad companies ;

Also, non-concurs in the House amendment to the bill---  
s. B. 358. To confer additional powers on the corporate authorities of the city of Montgomery ;

And requests committee of conference on last bill ;

Committee on part of Senate---Messrs. Troy, Shelby and Davidson ;

And has concurred in the House amendments to the bill---

s. B. 311. To amend section 6 of an act to amend sections 1385, 1388, 1393, 1395 and 1396, of the Code, approved December 12, 1882.

W. L. CLAY,  
Secretary.

The request of the Senate for a committee of conference on the bill, s. B. 307, the title of which is set forth in the above message, was granted ;

Committee on part of the House—

Messrs. Powell, Crawford and Hammond.

The request of the Senate for a committee of conference on the bill, s. B. 358, the title of which is set forth in the above message, was granted ;

Committee on part of the House—

Messrs. Graham, Powell, and Reynolds of Talladega.

Mr. Hamilton, from the committee on judiciary, reported favorably to the bill—

s. B. 132. To better secure the payment of fines and costs in criminal cases in the courts of this State ;

The bill was ordered to a third reading forthwith ; read a third time, and passed—yeas 43, nays 26.

Yeas—Messrs. Alexander, Avent, Avery, Beck of Wilcox, Berry, Browne of Talladega, Brown of Tuscaloosa, Broyles, Carmichael, Dowling, Dunklin, Edwards, Ferrell, Garrett, Goree, Grant, Grisham, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, John, Kendrick, Kimbrough, May, Moren, McCall, Nevill, Orme, Purifoy, Reynolds of Henry, Russell, Samford, Scarborough, Shackelford, Simpson, Swan, Thagard, Vines, Willett, Wood, Whitt—43.

Nays—Messrs. Speaker, Baker, Bibb, Clayton, Glover, Griffin, Haden, Hamilton, Hunt, Lang, Langdon, Moragne,

Muldon, McAdory, Porter, Powell, Raisler, Reynolds of Talladega, Shealy, Shorter, Smith of Autauga, Tingle, Watlington, Williams, Young of Marion, Young of Pickens—26.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 23, 1883.

*Mr. Speaker :*

The Senate has passed the House bill :

H. B. 599. To regulate the collection of debts secured by a pledge of personal property securities, by sale of the property or securities so in pledge ;

And concurs in the report of the conference committee on the disagreement of the two houses on the amendments of the Senate to the bill :

H. B. 779. To prohibit the sale, &c., of liquors, &c., in certain localities therein named ;

And has passed the House bills :

H. B. 197. To relieve Charles R. Long, of Montgomery county, of the disabilities of non-age ;

H. B. 503. To enforce the working of the public roads in the counties of Montgomery and Hale.

W. L. CLAY,  
Secretary.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 23, 1883.

*Mr. Speaker :*

The Senate accedes to the request of the House asking a committee of conference on the bill---

S. B. 307. To provide for the payment of the compensation and expenses of the commissioner appointed pursuant to an act to provide for the adjustment, compromise and settlement of the indebtedness of the counties of Chambers, Randolph, Tallapoosa, Lee and Pickens, arising from bonds issued by said counties in payment of stock subscribed to the capital stock of railroad companies, approved December 7th, 1882 ;

Committee on part of Senate---Messrs. Mitchell, Jones and Orr.

W. L. CLAY,  
Secretary.

Mr. John, from committee on commerce and common carriers, reported favorably to the bill---

s. B. 368. To amend section 9 of an act entitled an act to provide for the regulation of railroad companies and persons operating railroads in this State, approved February 26th, 1881.

The House adjourned until 4 p. m.

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AFTERNOON SESSION.

February 23, 1883.

The House met pursuant to adjournment.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 23, 1883.

*Mr. Speaker:*

The President has, in the presence of the Senate, signed the following bills, and requests your signature to the same:

s. B. 380. To repeal an act to regulate the publication of legal notices in the county of Crenshaw, approved December 11, 1873;

s. B. 246. To prevent stock from running at large in China Grove beat, in Pike county;

s. B. 259. To authorize M. T. Moody, township superintendent T. 13, R. 10, Calhoun county, or his successor in office, to sell certain school property in the town of Cross Plains, and re-invest the proceeds in other school property in said town;

s. B. 221. To provide for the appointment of an official stenographer for the city courts of Montgomery and Dallas, and other courts held in said counties, and to define his duties and regulate his compensation.

s. B. 356. To regulate the time of holding the circuit



court in Cherokee and Etowah counties, in the 7th judicial circuit;

s. B. 251. To amend section 2126 of the Code;

s. B. 397. To amend sections 5, 7, 13, 17, 31, 38 and 40 of an act to establish a new city charter for Eufaula, approved February 28, 1870;

s. B. 368. To amend section 9 of an act entitled an act for the regulation of railroad companies, or persons operating railroads in this State, approved February 26, 1881.

s. B. 66. To amend section 4355 of the Code;

s. B. 123. To incorporate Dayton Academy;

s. B. 400. To authorize and empower the court of county commissioners of Lee and Pickens counties to settle the bonded indebtedness of said counties arising for or on account of stock subscribed to railroad companies;

s. B. 149. To amend section 2097 of the Code;

s. B. 318. To protect the lands, crops, and other property of J. W. Sparrow and Jno. R. Hayes, of Barbour county, from depredations of stock belonging to parties residing in the stock law district in said county, by including the lands of the said Sparrow and Hayes in the stock law district;

s. B. 358. To confer additional powers on the corporate authorities of the city of Montgomery;

s. B. 411. To relieve M. Victoria Saunders, of Hale county, from the disabilities of non-age;

s. B. 354. To regulate the issuing of license to sell vinous, spirituous or malt liquors in Morgan county;

s. B. 307. To provide for the payment of the compensation and expenses of the commissioners appointed pursuant to an act to provide for the adjustment, compromise and settlement of the indebtedness of the counties of Randolph, Chambers, Lee, Tallapoosa and Pickens, arising from bonds issued by said counties in the payment of stock subscribed to the capital stock of railroad companies, approved December 7, 1882;

s. B. 311. To amend section six (6) of an act to amend sections 1385, 1388, 1393, 1395 and 1396 of the Code, approved December 12, 1882;

s. B. 209. To raise a fund for the benefit of the fire companies in the city of Birmingham;

s. B. 132. To better secure the payment of fines and costs in criminal cases in the courts of this State;

s. B. 343. To authorize a subscription by the State to

the third volume of Brickell's Digest of the Alabama Reports;

S. B. 333. To amend section 7 of an act to confer additional jurisdiction upon the county court of Hale county, and to regulate proceedings therein, approved February 12, 1879.

W. L. CLAY,  
Secretary.

The Speaker, in the presence of the House, immediately after their titles had been publicly read, signed the bills, the titles of which are set forth in the above message.

#### MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 23, 1883.

*Mr. Speaker :*

The Senate has amended, as therein shown, and as amended, has passed the bills—

H. B. 904. To revive and continue in force the charter of the Chickasaw, Birmingham and Tuscaloosa railroad company, a company chartered under the general law, and empowered to mine and manufacture, and also to fix the rate of passenger transportation by an act, approved March 6, 1875 ;

H. B. 755. For the relief of maimed or disabled soldiers ;

H. B. 854. To authorize the Governor to employ an expert accountant to audit and examine the books, accounts and vouchers of all public officers, who receive or pay out any of the public funds ;

H. B. 370. To provide for the election of county superintendent of education and township trustees of public schools, by a vote of the people in the counties of Lamar, Coosa, Cherokee, Limestone, Madison, Jackson, Colbert, Franklin, Blount, Lawrence, Marion, Cullman, DeKalb, Walker, Crenshaw, Fayette, Winston, Tallapoosa, Elmore, Etowah and Dale, and for the election of superintendent of education in Dale county ;

And has adopted a joint resolution herewith sent relative to the hour when reports of committees will be entertained, and amended by way of substitute, the bill—

H. B. 98. To give landlords of store houses a lien on the goods of their tenants for rent ;

W. L. CLAY,  
Secretary.

The House concurred in the Senate amendments to the bill, H. B. 904, the title of which is set forth in the above message—yeas 57, nays 0.

Yeas—Messrs. Speaker, Aderholt, Avent, Avery, Baker, Berry, Browne of Talladega, Carmichael, Clayton, Crawford, Dowling, Edwards, Garrett, Goree, Glover, Grant, Grisham, Hammond, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hunt, Ingle, John, Kimbrough, Langdon, May, Moren, Moragne, Muldon, McAdory, McIntyre, McCall, Nevill, Orme, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Shackelford, Shorter, Simpson, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Watlington, Williams, Willett, Wood, Whitt, Young of Marion—57.

The House concurred in the Senate amendments to the bill, H. B. 755, the title of which is set forth in the above message—yeas 52, nays 6.

Yeas—Messrs. Speaker, Aderholt, Avent, Baker, Beck of Covington, Berry, Browne of Talladega, Brown of Tuscaloosa, Clayton, Crawford, Dowling, Edwards, Garrett, Goree, Glover, Grisham, Haden, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Ingle, John, Kendrick, Kimbrough, Langdon, Moren, Moragne, Muldon, McCall, Nevill, Orme, Purifoy, Raisler, Reynolds of Talladega, Russell, Samford, Shackelford, Shorter, Simpson, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Walker, Watlington, Williams, Willett, Wood, Whitt, Young of Marion—52.

Nays—Messrs. Avery, Bibb, Carmichael, Harris, Hogue, Reynolds of Henry—6.

The House concurred in the Senate amendments to the bill, H. B. 854, the title of which is set forth in the above message—yeas 57, nays 2.

Yeas—Messrs. Speaker, Aderholt, Avent, Avery, Baker, Beck of Covington, Berry, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Dowling, Dunklin, Edwards, Goree, Glover, Grant, Grisham, Haden, Hamilton, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, John, Kendrick, Kimbrough, Langdon, May,

Moren, Moragne, Muldon, McCall, Nevill, Orme, Powell, Purifoy, Russell, Samford, Scarborough, Shackelford, Shortcr, Simpson, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Vines, Walker, Watlington, Williams, Wood, Wharton, Whitt—57.

Nays—Messrs. Hawkins of Barbour, Reynolds of Henry—2.

The House concurred in the Senate amendment to the bill, H. B. 370, the title of which is set forth in the above message—yeas 60, nays 3.

Yeas—Messrs. Speaker, Aderholt, Alexander, Avent, Avery, Beck of Covington, Berry, Burnett, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Dowling, Edwards, Ferrell, Garrett, Goree, Glover, Grant, Grisham, Hall, Hamilton, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, May, Moren, Moragne, McAdory, McCall, McMillan, Nevill, Orme, Purifoy, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Shealy, Shorter, Simpson, Swan, Tingle, Thagard, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion—60.

Nays—Messrs. Bibb, Haden and Raisler—3.

The House refused to concur in the Senate amendment to the bill—

H. B. 98. To give landlords of store houses a lien on the goods of the tenants for rent---yeas 27, nays 27.

Mr. Simpson moved to reconsider the vote by which the House refused to concur in the Senate amendments to the bill, H. B. 98, which motion was carried---yeas 37, nays 24.

And the House concurred in the Senate amendment thereto.

Yeas---Messrs. Armstrong, Adkison, Avent, Beck of Wilcox, Berry, Burnett, Browne of Talladega, Crawford, Dunklin, Edwards, Garrett, Gorce, Grant, Haden, Hall, Hamilton, Hawkins of Barbour, Harris, Hogue, John, Langdon, Moren, Muldon, Nevill, Orme, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Scarborough, Shorter, Tatum, Vines, Walker, Willett, Whitt---37.

Nays---Messrs. Baker, Bibb, Brown of Tuscaloosa, Carmichael, Clayton, Griffin, Grisham, Hawkins of Jefferson, Hawkins of Shelby, Kendrick, Kimbrough, Moragne, McCall, McMillan, Porter, Powell, Shackelford, Simpson,

Swan, Tingle, Watlington, Williams, Wharton, Young of Marion---24.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 23, 1883.

*Mr. Speaker:*

The Senate has passed, without amendment, the bills---

H. B. 424. For the relief of William K. McConnell, late tax collector of Dallas county ;

H. B. 846. To render null and void the relation of husband and wife heretofore existing between Sanders Biggins and Phyllis Biggins ;

H. B. 752. To regulate fees of circuit solicitors in county courts ;

H. B. 886. To make appropriations for the payment of the railroad commission and their clerk, and for other expenses of the railroad commission ;

H. B. 888. To amend sub-division 18, of section 1, of an act entitled an act to make appropriations for the ordinary expenses of the executive, legislative and judicial department of the State, for interest on the public debt, and for public schools, approved December 12, 1882 ;

H. B. 889. For the compensation of the assistant librarian for the fiscal years, ending September 30, 1883, and September 30, 1884, respectively ;

H. B. 684. To amend an act entitled an act to prohibit the owner of any horse, mule, ass, cow, hog, sheep or goat, from allowing any such animal to go at large off the premises of such owner, in Montgomery county, except certain portions enumerated and defined herein, and to prescribe a rule of damages and rules of practice in the trial of cases arising under this act, approved December 8, 1880 ;

H. B. 463. To appropriate the sum of five hundred, seventy-seven and 8-100 dollars, to cover deficiency in the appropriation for fuel and lights for the two years, ending September 30, 1882 ;

And has concurred in the House amendment to the bill—

S. B. 209. To raise a fund for the benefit of the fire companies of the city of Birmingham ;

And has passed the bills—

H. B. 285. To amend section 823 of the Code ;

H. B. 623. To authorize and empower the commissioners courts of Calhoun and Jefferson counties, to allow increased pay to the circuit clerk for his services ;

Also has concurred in the report of the conference committee on the disagreement of the two houses, upon the bill---

S. B. 307. To provide for the payment of the compensation and expenses of the commissioner, appointed to compromise the indebtedness, &c., of the counties of Chambers, Randolph, Tallapoosa, Lee and Pickens, etc. ;

And has passed the bills---

H. B. 255. To amend section 1630 of the Code, so far as the same relates to Jefferson county, and otherwise regulate the working of the public roads in said county ;

H. B. 355. To amend an act to amend section 1817 of the Code, approved February 11, 1881 ;

H. B. 321. To regulate the fine and forfeiture fund of Chilton county ;

H. B. 524. To fix the fees of justices in Butler county ;

H. B. 683. To amend sub-division K of section 5030 of the Code, in relation to the fees of judges of probate ;

H. B. 586. To incorporate the Alabama Chemical and Mining company ;

H. B. 255. To amend section 1630 of the Code, so far as the same relates to Jefferson county, and otherwise regulate the working of the public roads in said county ;

H. B. 194. To provide that any determination of any matter by the railroad commission of Alabama, in the course of proceedings before said commission, &c., may be used in evidence, &c. ;

H. B. 884. To provide for the prosecution of misdemeanors in the county court of Marengo county ;

H. B. 459. To regulate the business of co-operative and Mutual Aid and Relief Association societies and corporations ;

H. B. 404. To protect fish in the counties of Madison, Jackson, Morgan and Marshall ;

H. B. 145. To repeal an act approved March 18th, 1875, to consolidate the offices of sheriff and tax collector of the county of Fayette ;

H. B. 633. For the relief of Wm. J. Rountree, sheriff of Dallas county .

H. B. 87. To fix the fees of justices of the peace and

constables in the port and county of Mobile, and Calhoun and Dallas counties;

H. B. 41. To constitute the town of Decatur as a separate school district;

H. B. 797. To amend sections 3, 4, 8, and 11 of an act to incorporate the city of Greenville, approved March 9th, 1871;

H. B. 212. To form a separate school district out of townships 5 and 6, range 21 and 22, embracing the Clintonville school district, in Coffee county;

H. B. 476. To provide additional compensation for the sheriff of Baldwin county;

H. B. 225. To prevent camp-hunting in the counties of Marion, Winston, and Walker;

H. B. 868. To amend section six (6) and fourteen (14) of an act entitled an act to incorporate the town of Ozark, in county of Dale;

H. B. 861. To exempt the stock of parties living in Barbour county from liability for depredation upon the lands in Bullock county, when stock is prohibited from running at large;

H. B. 299. To incorporate the Grand Lodge of Knights of Pythias of the State of Alabama and the subordinate lodges under its jurisdiction;

H. B. 540. To confer police powers upon the conductors of passenger trains in this State; to provide a punishment for a neglect of their official duties, and for other purposes;

H. B. 377. To authorize Mrs. E. F. Hurley, wife of W. P. Hurley, deceased, late of Pike county, to sell certain lands and personal property lying and being in said county;

H. B. 859. To amend sub-division one (1), of section thirteen (13), of article three (3), of the act to regulate a system of public instruction for the State of Alabama;

H. B. 665. To amend sections 3, 4 and 6 of an act entitled an act to regulate the fine and forfeiture fund of certain counties, approved February 15, 1879, so far as the same applies to Bullock county;

H. B. 187. To amend section 15 of an act to provide for the regulation of railroad companies and persons operating railroads in this State, approved February 26th, 1881;

And concurs in House amendment to the bill—

S. B. 318. To protect the lands, crops, and other property of J. W. Sparrow, of Barbour county, from depredations of stock belonging to parties residing in the stock-law district

in said county, by including the lands of said Sparrow in the stock-law district;

And has passed the bills—

H. B. 660. To declare the legal obligation of sureties on official bonds;

H. B. 279. In relation to trials of misdemeanors in Walker county;

H. B. 547. To authorize and empower the commissioners court of Macon county to establish and define districts in said county in which stock shall be prevented from running at large, and to provide for the enforcement of the orders of said court establishing and defining said districts;

H. B. 915. To make an appropriation for the purpose of making additions and accommodations for the keeping and filing of the books, records and papers and property of the State in the offices of Secretary of State and Auditor;

And has concurred in the House substitute to the bill:

S. B. 123. To prevent cruelty to domestic animals;

And has passed, without amendment, the bill:

H. B. 836. To make an appropriation to pay for clerical expense to the joint committee to examine offices of Auditor and Treasurer, as provided for in sections 34, 35, 36 and 37 of the Code, said expenses being authorized under joint resolution of the General Assembly, passed December, 1882;

And has concurred in House joint resolution relating to taking a recess, and hour of reconvening to-night.

W. L. CLAY,  
Secretary.

#### ENROLLED BILLS.

Mr. Brown, of Talladega, from the committee on enrolled bills, reported as correctly enrolled the following bills, and the Speaker, in the presence of the House, immediately after their titles had been publicly read, signed said bills, viz:

H. B. 341. To constitute the town of Decatur as a separate school district;

H. B. 279. In relation to trials of misdemeanors in Walker county;

H. B. 660. To declare the legal obligations of sureties on official bonds;

H. B. 567. To transfer to the circuit court of Clarke county all indictments transferred to the county court under



the act in relation to the trial of misdemeanors in Tuscaloosa and other counties therein named, approved March 19th, 1875, when the judge of the county court is incompetent to try the same;

H. B. 524. To fix the fees of justices in Butler county;

H. B. 370. To provide for the election of the county superintendent of education and township trustees of public schools by vote of the people, in the counties of Lamar, Cherokee, Madison, Jackson, Colbert, Franklin, Blount, Lawrence, Marion, Cullman, DeKalb, Walker, Crenshaw, Fayette, Winston, Tallapoosa and Etowah, and for the election of the superintendent of education of Dale county;

H. B. 859. To amend sub-division 1, section 13, article 3 of act to organize a system of public instruction;

H. Q. 404. To protect fish in the counties of Madison, Jackson, Marshall and Morgan;

H. B. 904. To revive and continue in force the charter of the Chickasaw, Birmingham and Tuscaloosa Railroad, Mining and Manufacturing Company, &c.;

H. B. 463. To appropriate the sum of five hundred and seventy-seven eighty-five one-hundredths dollars, to cover deficiency in fuel and lights;

H. B. 684. To amend an act to prohibit the owners of any horse, mule, &c., from allowing any such animal to go at large in Montgomery county, except in certain enumerated portions;

H. B. 779. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating beverages within certain localities of this State;

H. B. 599. To regulate collection of debts secured by a pledge of personal property or securities;

H. B. 424. For the relief of Wm. K. McConnell, late tax collector of Dallas county;

H. B. 197. To relieve Chas. R. Long, of Montgomery county, of the disabilities of non-age;

H. B. 873. To authorize the court of county commissioners of Hale county, to furnish tools for working public roads;

H. B. 430. To prevent stock from running at large in certain portions of Hale county;

H. B. 818. To empower the court of county commissioners of Hale county to extend the limits of the Cane Brake agricultural district, and to establish other agricultural districts, upon conditions prescribed;

H. B. 255. To amend section 1630 of the Code, so far as the same relates to Jefferson county;

H. B. 752. To regulate the fees of the circuit solicitors in the county courts;

H. B. 502. To establish a department of agriculture of the State of Alabama;

H. B. 459. To regulate the business of co-operative and mutual aid and relief associations, societies and corporations;

H. B. 321. To regulate the fine and forfeiture fund of Chilton county;

H. B. 540. To confer police powers upon the conductors of passenger trains in this State, to provide a punishment for a neglect of their official duties and for other purposes;

H. B. 225. To prevent camp hunting in the counties of Marion, Winston and Walker;

H. B. 87. To fix the fees of justices of the peace and constables, in the port and county of Mobile, and Calhoun and Dallas counties;

H. B. 886. To make appropriations for the payment of the railroad commissioners and their clerk, and for other expenses of the railroad commission;

H. B. 846. To render null and void the relation of husband and wife heretofore existing between Sanders Biggins and Phillis Biggins;

H. B. 665. To amend sections 3 and 4 of an act entitled an act to regulate the fine and forfeiture fund of certain counties, approved February 13, 1879, so far as the same applies to Bullock county;

H. B. 797. To amend sections 3, 4, 8 and 11, of an act to incorporate the city of Greenville, approved March 9, 1871;

H. B. 623. To authorize and empower the commissioners court of Calhoun and Jefferson counties, to allow increase pay to the circuit clerk for his services;

H. B. 683. To amend sub-division K, of section 5030 of the Code;

H. B. 889. For the compensation of the assistant librarian for the fiscal years ending September 30, 1883, and September 30, 1884;

H. B. 888. To amend sub-division 18, of section 1, of an act to make appropriations for the ordinary expenses of the executive, legislative and judicial departments, &c;

H. B. 884. To provide for the prosecution of misdemeanors in the county court of Marengo county;

H. B. 854. To authorize the Governor to employ an expert accountant to audit and examine the books, accounts and vouchers of all public officers who receive or pay out any of the public funds;

H. B. 194. To provide that any determination of any matter by the railroad commission of Alabama, in the course of proceedings before said commission, relating to the registration or supervision of railroad companies, shall be received as *prima facie* evidence that such determination was right and proper;

H. B. 355. To amend an act to amend an act to amend section 1817 of the Code, approved February 11, 1881;

H. B. 98. To give landlords of store houses a lien on the goods of their tenants for rent;

H. B. 586. To incorporate the Alabama Chemical and Mining company;

H. B. 836. To make an appropriation to pay the clerical expense to the joint committee to examine offices of Auditor and Treasurer;

H. B. 755. For relief of maimed or disabled soldiers;

H. B. 547. To authorize and empower the commissioners court of Macon county to establish and define districts in said county, in which stock shall be prevented from running at large;

H. B. 503. An act to better enforce the working of the public roads in the counties of Montgomery and Hale;

H. B. 915. An act to make an appropriation for the purpose of making necessary additions and accommodations for the keeping and filing of the books, &c., in the offices of Secretary of State and State Auditor;

H. B. 868. An act to amend sections six (6) and fourteen (14) of an act to incorporate the town of Ozark;

H. B. 861. An act to exempt the stock of parties living in Barbour county, from liability for depredations upon lands in Bullock county;

H. B. 285. To amend section 283 of the Code;

H. B. 476. To provide additional compensation to the sheriff of Baldwin county;

H. B. 145. An act to repeal an act approved March 18, 1875, to consolidate the offices of sheriff and tax collector of Fayette county;

H. B. 187. An act to amend section 15 of an act entitled an act to provide for the regulation of rail road companies and persons operating railroads in this State;

H. B. 212. An act to form a separate school district out of townships 5 and 6, ranges 21 and 2, embracing the Clintonville school in Coffee county;

H. B. 299. An act to incorporate the Grand Lodge of the Knights of Pythias of the State of Alabama, and the subordinate lodges under its jurisdiction;

H. B. 377. An act to authorize Mrs. E. F. Hurley, wife of W. P. Hurley, deceased, late of Pike county, to sell certain lands and personal property, lying and being in Pike county;

H. B. 557. To levy taxes for the use of this State and the counties thereof;

H. B. 558 To provide for the assessment and collection of taxes for the use of this State and the counties thereof, and to define the duties of officers engaged about the said assessment and collection of taxes;

H. B. 714. To prescribe the duties of the tax collector of Marshall and Etowah counties, as to appointments, &c., for the collection of taxes;

H. B. 10. For the relief Delia Edwards, of Choctaw county, as the adopted heir of Adam Burgess, deceased;

H. B. 441. To authorize the court of county commissioners of Russell county to appoint and employ a superintendent of public roads and bridges for said county;

H. B. 620. To amend an act to amend section 5025 of the Code, so far as the same relates to the county of Blount;

H. B. 719. To authorize John A. Lyle, J. Council Baker and J. N. Wade, sureties of S. M. Smith, tax collector of Morgan county for the years 1875, 1876 and 1877, to collect the unpaid taxes of said years for the purpose of reimbursing them for moneys paid the State.

#### MESSAGE FROM THE GOVERNOR.

#### EXECUTIVE OFFICE,

February 23, 1883.

*Mr. Speaker:*

The Governor has approved the following bills which originated in the House:

H. B. 10. For the relief of Delia Edwards, of Choctaw county, as adopted heir of Adam Burgess, deceased;

H. B. 441. To authorize the court of county commissioners of Russell county to appoint and employ a superintendent of public roads and bridges for said county;

H. B. 558. To provide for the assessment and collection of taxes for the use of this State and the counties thereof, and to define the duties of officers engaged about the said assessment and collection of taxes;

H. B. 557. An act to levy taxes for the use of this State and the counties thereof;

H. B. 567. To re-transfer to the circuit court of Clarke county all indictments transferred to the county court under the act in relation to the trial of misdemeanors in Tuscaloosa and other counties therein named, approved March 19th, 1875, when the judge of the county court is incompetent to try the same;

H. B. 620. To amend an act to amend section 5025 of the Code, so far as the same relates to the county of Blount;

H. B. 714. To prescribe the duties of the tax collector of Marshall and Etowah counties, as to appointments, &c., for the collection of taxes;

H. B. 719. To authorize John A. Lyle, J. Council Baker and J. N. Wade, sureties of S. M. Smith, tax collector of Morgan county for the years 1875, 1876 and 1877, to collect the unpaid taxes of said years for the purpose of reimbursing them for moneys paid the State;

H. B. 802. To authorize private business corporations which may hereafter be organized under the provisions of article 7, chapter 1, part 2, title 1 of the Code, to hold stockholders' and directors' meetings, and do corporate acts in other States of the Union.

W. G. HUTCHESON,  
Recording Secretary.

Mr. John, from the committee on commerce and common carriers, reported favorably to the bill—

s. B. 368. To amend section 9 of an act to provide for the regulation of railroad companies and persons operating railroads in this State, approved February 26, 1881;

The bill was ordered to a third reading forthwith—yeas 48, nays 9.

Yeas—Messrs. Speaker, Aderholt, Avery, Baker, Beck of Covington, Berry, Bibb, Carmichael, Clayton, Edwards, Garrett, Goree, Glover, Grisham, Haden, Hawkins of Barbour, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kimbrough, Langdon, May, Moren, Moragne, McCall, Orme, Purifoy, Randle, Raisler, Reynolds of Talladega, Russell, Samford, Shaekelford, Shorter, Smith of Autauga, Swan,

Tatum, Tingle, Thagard, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion—48.

Nays—Messrs Brown of Tuscaloosa, Grant, Hamilton, Hawkins of Jefferson, Kendrick, Nevill, Reynolds of Henry, Simpson, Young of Pickens—9.

Read a third time and passed—yeas 53, nays 12.

Yeas—Messrs. Speaker, Aderholt, Avent, Avery, Baker, Beck of Wilcox, Berry, Bibb, Burnett, Carmichael, Clayton, Crawford, Dowling, Edwards, Garrett, Goree, Glover, Grisham, Haden, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, John, Kimbrough, Lang, Langdon, May, Moren, Moragne, McCall, Nevill, Porter, Purifoy, Raisler, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Shorter, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Vines, Walker, Williams, Willett, Whitt, Young of Marion—53.

Nays—Messrs. Dunklin, Graham, Grant, Hamilton, Hawkins of Jefferson, Ingle, Kendrick, Orne, Reynolds of Henry, Simpson, Watlington, Wood—12.

Mr. Simpson, from the committee on corporations, reported favorably to the bill—

S. B. 397. To amend sections 5, 7, 13, 17, 31, 37, 38 and 40, of an act to establish a new city charter for Enfaula, approved February 20, 1870 ;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 53, nays 0.

Yeas---Messrs. Speaker, Aderholt, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Brewer, Browne of Talladega, Carmichael, Clayton, Crawford, Dunklin, Edwards, Garrett, Goree, Grant, Haden, Hamilton, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Langdon, Moren, Muldon, McAdory, McCall, Nevil, Orne, Porter, Powell, Purifoy, Reynolds of Henry, Russell, Samford, Scarborough, Shackelford, Shorter, Simpson, Swan, Thagard, Vines, Walker, Watlington, Willett, Wood, Whitt---53.

Mr. Shackelford, from the committee on temperance, reported favorably to the bill---

S. B. 354. To regulate the issuing of license to sell vinous, spirituous or malt liquors, in Morgan county;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 56, nays 0.

Yeas---Messrs. Aderholt, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Bibb, Brown of Tuscaloosa,

Carmichael, Clayton, Crawford, Dunklin, Garrett, Goree, Glover, Grant, Griffin, Grisham, Hawkins of Barbour, Hawkins of Shelby, Harris, Hogue, Ingle, John, Kendrick, Kimbrough, Langdon, May, Moren, Moragne, Muldon, McAdory, McCall, Nevill, Orme, Porter, Powell, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Simpson, Swan, Tatum, Tingle, Thagard, Walker, Watlington, Williams, Willett, Wood, Whitt, Young of Marion---56.

Mr. John, from the committee on judiciary, reported favorably to the bill---

s. B. 251. To amend section 2126 of the Code;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 59, nays 0.

Yeas---Messrs. Alexander, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Dowling, Dunklin, Garrett, Goree, Grant, Haden, Hall, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Langdon, May, Moren, Moragne, Muldon, McAdory, McCall, Nevill, Orme, Porter, Purifoy, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Simpson, Swan, Tatum, Tingle, Thagard, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion, Young of Pickens---59.

Mr. Powell, from the committee on education, reported favorably to the bill---

s. B. 287. To incorporate Dayton Academy;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 51, nays 0.

Yeas---Messrs. Aderholt, Alexander, Avent, Avery, Baker, Beck of Covington, Beck of Wilcox, Berry, Bibb, Brewer, Browne of Talladega, Brown of Tuscaloosa, Clayton, Crawford, Dowling, Dunklin, Edwards, Goree, Glover, Grant, Hall, Hawkins of Jefferson, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Langdon, May, Moragne, Muldon, McAdory, Nevill, Orme, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Simpson, Swan, Tatum, Vines, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion---51.

Mr. Hamilton, from committee on judiciary, reported favorably to the bill---

s. B. 411. To relieve M. Victoire Sanders, of Hale county, from the disabilities of non-age;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 54, nays 1.

Yeas—Messrs. Aderholt, Alexander, Avent, Avery, Baker, Beek of Covington, Beck of Wilcox, Berry, Bibb, Crawford, Dowling, Dunklin, Edwards, Fuller, Garrett, Goree, Grant, Haden, Hall, Hamilton, Hawkins of Jefferson, Hogue, Hunt, John, Kendrick, Kimbrough, Langdon, May, Moren, Moragne, Muldon, McAdory, McCall, Nevill, Orme, Powell, Purifoy, Reynolds of Talladega, Russell, Samford, Scarborough, Shaekelford, Shorter, Simpson, Swan, Tatum, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion—54.

Nays—Mr. Clayton.

Also, from same committee, reported favorably to the bill—

s. B. 343. To authorize a subscription by the State to the third volume of Brickell's Digest of Alabama Reports;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 53, nays 4.

Yeas—Messrs. Speaker, Aderholt, Alexander, Avent, Avery, Beck of Covington, Beek of Wilcox, Brown of Tuscaloosa, Carmichael, Clayton, Garrett, Glover, Grant, Grisham, Hall, Hamilton, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Kendrick, Kimbrough, Langdon, May, Moren, Moragne, Muldon, McAdory, McCall, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Shaekelford, Simpson, Swan, Tatum, Thagard, Watlington, Williams, Willett, Wharton, Young of Marion—50.

Nays---Messrs. Berry, Haden, Williams, Baker.

Mr. Shaekelford, from the committee on temperance, reported favorably to the bill---

s. B. 228. To prohibit the manufacture, sale, giving away, or otherwise disposing of any spirituous, vinous or malt liquors, or intoxicating bitters or beverages of any kind, within the limits of the county of Jackson;

On motion of Mr. Hunt, the bill was laid on the table.

The following protest was presented:

The undersigned members of the temperance committee beg leave to submit the following minority report on s. B. 228, to-wit:

When this bill was first considered by the committee, an



adverse report was agreed upon. At the last meeting of the committee, a motion to reconsider the vote by which an adverse report was agreed upon was made by a member of the committee who was not present at the first meeting. The motion to reconsider was carried, and thereupon a favorable report was adopted.

We claim that the last action of the committee was irregular, and that the first, or adverse report, is or ought to be the proper report before the House.

Respectfully submitted,

S. H. GLOVER,  
B. F. TINGLE,  
R. I. REYNOLDS,  
J. A. FULLER.

Mr. Beck, of Wilcox, from the committee on local legislation, reported favorably, with amendment, to the bill--

s. B. 318. To protect the lands, crops and other property of J. W. Sparrow, of Barbour county, from depredations of stock belonging to parties residing in the stock-law district in said county, by including the lands of said Sparrow in the stock-law districts;

The amendments were adopted;

The bill was ordered to a third reading forthwith; read a third time, and passed—yeas 51, nays 2.

Yeas—Messrs. Speaker, Aderholt, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Burnett, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Dunklin, Garrett, Goree, Glover, Grant, Grisham, Haden, Hamilton, Hawkins of Barbour, Harris, Hogue, Ingle, Kimbrough, Langdon, Moren, Moragne, Muldon, McCall, Nevill, Orme, Porter, Purifoy, Raisler, Reynolds of Talladega, Russell, Samford, Shackelford, Shorter, Swan, Tatum, Thagard, Vines, Walker, Watlington, Williams, Whitt, Young of Marion—51.

Nays---Messrs. Bibb, Griffin.

Mr. Hamilton, from the committee on judiciary, reported favorably to the bill--

s. B. 66. To amend section 4355 of the Code;

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 52, nays 2.

Yeas---Messrs. Speaker, Aderholt, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Bibb, Brewer, Browne of Talladega, Brown of Tuscaloosa, Carmichael, Clayton,

Dunklin, Edwards, Goree, Grant, Haden, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, John, Kendrick, Kimbrough, Langdon, Moren, Moragne, Muldon, McAdory, McCall, Nevill, Orme, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Shackelford, Simpson, Swan, Tatum, Vines, Walker, Watlington, Willett, Wood, Wharton, Whitt, Young of Marion  
---52.

Nays---Messrs. Griffin and Williams.

Mr. Muldon, from the committee on appropriations, reported favorably to the bill---

S. B. 400. To authorize and empower the court of county commissioners of Lee and Pickens counties to settle the bonded indebtedness of said counties, issued for or on account of stock subscribed to railroad companies;

The bill was ordered to a third reading forthwith; read a third time, and passed---yeas 52, nays 0.

Yeas---Messrs. Aderholt, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Bibb, Brewer, Brown of Tuscaloosa, Carmichael, Clayton, Dunklin, Edwards, Garrett, Glover, Grant, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Langdon, Moragne, Muldon, McAdory, McCall, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Shackelford, Simpson, Swan, Tatum, Thagard, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt, Young of Marion---52.

Mr. Hamilton, from the committee on judiciary, reported favorably to the bill---

S. B. 149. To amend section 2097 of the Code;

The bill was ordered to a third reading forthwith, read a third time and passed---yeas 52, nays 0.

Yeas---Messrs. Speaker, Aderholt, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Brewer, Brown of Tuscaloosa, Carmichael, Clayton, Crawford, Dunklin, Edwards, Garrett, Glover, Grant, Griffin, Hamilton, Hawkins of Shelby, Harris, Hogue, Hunt, John, Kimbrough, Langdon, Moragne, McAdory, McCall, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talladega, Russell, Samford, Scarborough, Shackelford, Simpson, Swan, Tatum, Thagard, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt---52.

Also, from same committee, reported favorably to the bill---

S. B. 356. To regulate the time of holding the circuit court in Cherokee and Etowah counties, in the 7th judicial circuit ;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 52, nays 0.

Yeas—Messrs. Aderholt, Avent, Avery, Beck of Covington, Beck of Wilcox, Berry, Bibb, Brewer, Brown of Tuscaloosa, Carmichael, Clayton, Dunklin, Edwards, Garrett, Glover, Grant, Griffin, Grisham, Haden, Hamilton, Hawkins of Shelby, Harris, Hogue, Hunt, John, Kimbrough, Moragne, MeAdory, McCall, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Scarborough, Shackelford, Shorter, Simpson, Swan, Tatum, Tingle, Thagard, Walker, Watlington, Williams, Willett, Wood, Wharton, Whitt—52.

Also, from same committee, reported a substitute for the bill—

S. B. 123. To prevent cruelty to animals ;

The substitute was adopted ;

The bill was ordered to a third reading forthwith, read a third time and passed—yeas 51, nays 2.

Yeas—Messrs. Speaker, Aderholt, Avent, Avery, Baker, Berry, Bibb, Brewer, Brown of Tuscaloosa, Carmichael, Clayton, Dunklin, Edwards, Garrett, Glover, Grant, Grisham, Haden, Hall, Hamilton, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, Ingle, John, Kimbrough, Langdon, McCall, Nevill, Orme, Porter, Powell, Purifoy, Raisler, Reynolds of Talladega, Russell, Scarborough, Shackelford, Swan, Tatum, Thagard, Walker, Watlington, Williams, Wood, Wharton, Whitt—51.

Nays—Messrs. Kendrick, Simpson—2.

Mr. Graham, from the conference committee, submitted the following report :

The committee of conference, to which was referred the disagreement of the two Houses of the General Assembly of Alabama, as to the amendments of the House of Representatives to Senate bill No. 358, to confer additional powers on the corporate authorities of the city of Montgomery, have had the same under consideration and recommend that the House of Representatives recede from the

third amendment, and that the Senate concur in the first, second and fourth amendments.

D. S. TROY,  
D. D. SHELBY,  
A. C. DAVIDSON,  
Committee on part of the Senate.  
R. H. POWELL,  
O. M. REYNOLDS,  
EDWARD A. GRAHAM,  
Committee on part of the House.

The report was adopted—yeas 46, nays 6.

Yeas—Messrs. Beck of Wilcox, Berry, Bibb, Burnett, Carmichael, Crawford, Edwards, Garrett, Goree, Glover, Graham, Grant, Grisham, Haden, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Kendrick, Kimbrough, Moren, Muldon, McAdory, McCall, Orme, Porter, Purifoy, Raisler, Reynolds of Henry, Reynolds of Talkadega, Russell, Samford, Scarborough, Shorter, Swan, Tatum, Walker, Watlington, Williams, Willett, Wood, Wharton, Young of Pickens—46.

Nays—Messrs. Speaker, Clayton, John, Nevill, Simpson, Whitt—6.

Mr. Wood, from conference committee, submitted the following report :

The conference committee to which was referred the disagreement of the two houses of the General Assembly as to the substitute of the House of Representatives to the Senate bill, No. 307, have had the subject under consideration, and recommend that the House recede from its amendment in the nature of a substitute for the Senate bill, and pass the bill as it came from the Senate.

J. B. MITCHELL,  
RICHARD C. JONES,  
J. C. ORR,  
of the Senate.  
S. A. M. WOOD,  
W. J. SAMFORD,  
P. HAMILTON,  
of the House.

The report was adopted—yeas 55, nays 7.

Yeas—Messrs. Speaker, Aderholt, Avery, Baker, Beck of Wilcox, Brewer, Brown of Tuscaloosa, Carmichael, Clay-

ton, Crawford, Dunklin, Edwards, Garrett, Goree, Glover, Graham, Grant, Grisham, Haden, Hamilton, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Ingle, John, Kendrick, Kimbrough, Langdon, May, Moren, Moragne, Muldon, McAdory, Orme, Powell, Purifoy, Reynolds of Talladega, Russell, Scarborough, Shackelford, Shorter, Simpson, Smith of Autauga, Swan, Tatum, Tingle, Thagard, Vines, Walker, Willett, Wood, Wharton, Whitt—55.

Nays—Messrs. Berry, Bibb, Dowling, Raisler, Reynolds of Henry, Watlington, Williams—7.

Mr. Brown, of Tuscaloosa, from the committee on ways and means, reported favorably to the bill—

s. B. 61. To amend an act to require emigration agents plying their vocation in Barbour county, and other counties therein named, to pay a license tax, approved January 30, 1877 ;

The bill was ordered to a third reading forthwith ; read a third time, and passed—yeas 59, nays 0.

Yeas—Messrs. Speaker, Aderholt, Alexander, Avent, Avery, Baker, Beck of Covington, Berry, Burnett, Brown of Tuscaloosa, Carmichael, Clayton, Dunklin, Edwards, Garrett, Goree, Glover, Graham, Grant, Grisham, Haden, Hall, Hamilton, Hammond, Hawkins of Barbour, Hawkins of Jefferson, Hawkins of Shelby, Harris, Hogue, Hunt, John, Kendrick, Kimbrough, Langdon, Moren, Moragne, Muldon, McAdory, McCall, Nevill, Orme, Porter, Powell, Purifoy, Reynolds of Talladega, Russell, Scarborough, Shackelford, Simpson, Swan, Tatum, Thagard, Walker, Watlington, Williams, Willett, Wharton, Whitt, Young of Marion—59.

#### MESSAGE FROM THE GOVERNOR.

EXECUTIVE OFFICE,

MONTGOMERY, ALA., Feb. 23, 1883.

*Mr. Speaker :*

The Governor has approved the following bills, which originated in the House:

H. B. 87. To fix the fees of justices of the peace and constables in port and county of Mobile, and Calhoun and Dallas counties ;

H. B. 255. To amend section 1630 of the Code, so far as

the same relates to Jefferson county, and otherwise regulate the working of the public roads in said county;

H. B. 321. To regulate the fine and forfeiture fund of Chilton county;

H. B. 225. To prevent camp-hunting in the counties of Marion, Winston, and Walker;

H. B. 370. To provide for the election of the county superintendent of education and township trustees of public schools by a vote of the people, in the counties of Lamar, Cherokee, Madison, Jackson, Colbert, Franklin, Blount, Lawrence, Marion, Cullman, DeKalb, Walker, Crenshaw, Fayette, Winston, Tallapoosa, Etowah and Dale, and for the election of superintendent of education in Dale county;

H. B. 404. To protect fish in the counties of Madison, Jackson, Morgan and Marshall;

H. B. 424. For the relief of William K. McConnell, late tax collector of Dallas county;

H. B. 430. To prevent stock from running at large in certain portions of Hale county;

H. B. 459. To regulate the business of co-operative and mutual aid and relief associations, societies and corporations;

H. B. 463. To appropriate the sum of five hundred and seventy-seven and eighty-five one-hundredths dollars, to cover deficiency in the appropriation for fuel and lights for the years ending September 30th, 1882;

H. B. 524. To fix the fees of justices in Butler county;

H. B. 540. To confer police powers upon the conductors of passenger trains in this State, to provide a punishment for a neglect of their official duties, and for other purposes;

H. B. 599. To regulate the collection of debts secured by a pledge of personal property or securities, by sale of the property or securities so in pledge;

H. B. 684. To amend an act entitled an act to prohibit the owner of any horse, mule, ass, cow, hog, sheep or goat, from allowing any such animal to go at large off the premises of such owner, in Montgomery county, except certain portions enumerated and defined herein, and to prescribe a rule of damages and rules of practice in the trials of cases arising under this act, approved December 8, 1880;

H. B. 752. To regulate fees of circuit solicitors in county courts;

H. B. 779. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or in-

toxicating bitters or beverages, at or within certain localities in this State hereinafter designated;

H. B. 818. To empower the court of county commissioners of Hale county to extend the limits of the Canebrake Agricultural District in said county, or to establish new and separate agricultural districts in said county, upon petition of a majority of land-owners in any beat or district to be affected thereby;

H. B. 829. To amend sub-division 1, of section 13, of article 3, of the act to organize and regulate a system of public institution for the State of Alabama;

H. B. 893. To authorize the court of county commissioners of Hale county, to furnish tools for working the public roads;

H. B. 886. To make appropriations for the payment of the railroad commissioners and their clerk, and for other expenses of the railroad commission;

H. B. 98. To give landlords of storehouses a lien on the goods of their tenants for rent;

H. B. 145. To repeal an act approved March 18, 1875, to consolidate the offices of sheriff and tax collector of the county of Fayette;

H. B. 187. To amend section 15 of an act to provide for the regulation of railroad companies and persons operating railroads in this State, approved February 26th, 1881;

H. B. 194. To provide that any determination of any matter by the railroad commission of Alabama, in the course of proceedings before said commission, relating to the regulation or supervision of railroad companies or powers operating any railroad in this State, and coming within the jurisdiction of said commission, proof of the fact of such determination so made by the said commission, shall be received in all courts or other proceedings at law, or in equity, or before any officer as *prima facie* evidence that such determination of such matter by the said commissioner was right and proper;

H. B. 197. To relieve Chas. R. Long, of Montgomery county, of the disabilities of non-age;

H. B. 212. An act to form a separate school district out of townships 5 and 6, ranges 21 and 2, embracing the Clintonville school in Coffee county;

H. B. 279. In relation to trials of misdemeanors in Walker county;

H. B. 285. To amend section 823 of the Code;

H. B. 299. An act to incorporate the Grand Lodge of the Knights of Pythias of the State of Alabama, and the subordinate lodges under its jurisdiction ;

H. B. 355. To amend an act to amend an act to amend section 1817 of the Code, approved February 11, 1881 ;

H. B. 377. An act to authorize Mrs. E. F. Hurley, wife of W. P. Hurley, deceased, late of Pike county, to sell certain lands and personal property, lying and being in Pike county ;

H. B. 476. To provide additional compensation to the sheriff of Baldwin county ;

H. B. 503. An act to better enforce the working of the public roads in the counties of Montgomery and Hale ;

H. B. 539. For the relief of Mary V. Anderson and Elizabeth M. Anderson, of Greene county, minors under eighteen years of age, from the disabilities of non-age ;

H. B. 547. To authorize and empower the commissioner's court of Macon county, to establish and define districts in said county, in which stock shall be prevented from running at large, and to provide for the enforcement of the orders of said courts establishing and defining said districts ;

H. B. 586. To incorporate the Alabama Chemical and Mining company ;

H. B. 623. To authorize and empower the commissioners courts of Calhoun and Jefferson counties, to allow increased pay to the circuit clerk for his services ;

H. B. 660. To declare the legal obligation of sureties on official bonds ;

H. B. 665. To amend sections 3 and 4 of an act entitled an act to regulate the fine and forfeiture fund of certain counties, approved February 13, 1879, so far as the same applies to Bullock county ;

H. B. 683. To amend sub-division K, of section 5030 of the Code, in relation to the fees of judges of probate ;

H. B. 755. For the relief of maimed or disabled soldiers ;

H. B. 797. To amend sections 3, 4, 8 and 11, of an act to incorporate the city of Greenville, approved March 9, 1871 ;

H. B. 841. To constitute the town of Decatur as a separate school district ;

H. B. 836. To make an appropriation to pay for clerical expense to the joint committee to examine offices of Auditor and Treasurer, as provided for in sections 34, 35, 36 and 37 of the Code, said expenses being authorized under joint



resolution of the General Assembly, passed December, 1882;

H. B. 854. To authorize the Governor to employ an expert accountant to audit and examine the books, accounts and vouchers of all public officers who receive or pay out any of the public funds;

H. B. 861. To exempt the stock of parties living in Barbour county from liability for depredations upon the lands in Bullock county where stock is prohibited from running at large;

H. B. 868. To amend section six (6) and fourteen (14) of an act entitled an act to incorporate the town of Ozark, in the county of Dale;

H. B. 884. To provide for the prosecution of misdemeanors in the county court of Marengo county;

H. B. 888. To amend sub-division 18 of section 1 of an act entitled an act to make appropriations for the ordinary expenses of the executive, legislative and judicial departments of the State, for interest on the public debt, and for public schools, approved December 12th, 1882;

H. B. 889. An act for the compensation of the assistant librarian for the fiscal years ending September 30th, 1883, and September 30th, 1884;

H. B. 904. To revive and continue in force the charter of the Chickasaw, Birmingham and Tuscaloosa Railroad and Mining and Manufacturing Company, a company chartered under the general law, and empowered to mine and manufacture, and also, to fix rates of passenger transportation, by an act approved March 6, 1875;

H. B. 915. To make an appropriation for the purpose of making necessary additions and accommodations for the keeping and filing of the books, records and papers, and property of the State in the offices of the Secretary of State and State Auditor;

H. B. 502. To establish a Department of Agriculture for the State of Alabama.

W. G. HUTCHESON,  
Recording Secretary.

Mr. Powell, from the committee on education, submitted the following report:

The committee on education, to whom was referred the statement of the Superintendent of Education, furnishing the information called for by the resolution of the House, Mr. John, Representative from Dallas, "Whether any coun-

ty superintendent has failed to settle his accounts, if so, to report the names of all such, and the amounts due by such county superintendents," have had the same under consideration and instruct me to report—

From the statement of the Superintendent of Education, it appears, that county superintendents named in the same, are behind in their accounts in the aggregate sum of \$40,537.97.

Since this statement was furnished, S. G. Woolf, superintendent of Marengo county to 30th September of 1881, reported \$3,711.84 behind in his accounts, and with whom a settlement was pending, has settled up in full all his indebtedness to the school fund.

This payment of \$3,711.84, taken from the aggregate indebtedness by county superintendents, leaves a balance due by them of \$36,926.15.

The committee ask that the statement of the Superintendent of Education may be made a part of this report and spread upon the journal of the House.

R. H. POWELL,  
Chairman.

#### MESSAGE FROM THE GOVERNOR.

EXECUTIVE OFFICE,

February 23, 1883.

*Mr. Speaker:*

The Governor has approved the following bills which originated in the House:

H. B. 27. To authorize the Governor to issue five "Class A" bonds of the State, in exchange for that number of past due bonds of the State, issued under an act of the General Assembly of Alabama, passed December 4, 1832, to increase the capital stock of the branch of the bank of the State of Alabama, in the town of Montgomery;

H. B. 60. To amend section 2 of an act, approved February 28, 1881, entitled an act to prohibit the sale of spirituous, viuous or malt liquors, or other intoxicating beverages, in the counties of Etowah, Cherokee, DeKalb and Tallapoosa, so far as Tallapoosa and Etowah are concerned;

H. B. 148. To render competent as witnesses in the courts of this State certain persons;

H. B. 252. To regulate the granting of licenses to sell spirituous or vinous liquors in the county of Covington ;

H. B. 312. To amend section 3259 of the Code ;

H. B. 320. To amend section one of an act entitled an act to authorize the probate judge of Chilton county, to order elections in certain cases, to determine whether spirituous, vinous or malt liquors, shall be sold, given away, or otherwise disposed of in said county, or in any beat or incorporated city or town therein ;

H. B. 383. To amend an act to prohibit the sale of vinous or spirituous liquors within eight miles of the court house at St. Stephens, in Washington county, approved February 22, 1876 ;

H. B. 385. To amend section 5002 of the Code of Alabama ;

H. B. 392. To prevent stock, in a certain event, from running at large in Chambers county, and to provide for the enforcement of the same ;

H. B. 475. To amend an act to prevent the selling of vinous, spirituous or malt liquors, beverages or bitters, composed in whole or in part of such spirituous or malt liquors, in the county of Bullock, except by regularly licensed druggists upon the prescription of licensed physicians, and to provide a local option law for the sale of such liquors, beverages or bitters, in incorporated towns or cities in said county, having a population of two hundred and fifty or more ;

H. B. 734. To fix the time for holding the circuit courts in St. Clair county ;

H. B. 690. To refund R. H. Little, R. M. Pillgreen, and William Mosteller, of Shelby county, Alabama, certain moneys paid out by them for license to deal in lager beer ;

H. B. 747. To amend section 37 of an act entitled an act for the organization and discipline of the volunteer forces of Alabama ;

H. B. 821. An act regulating fines and forfeitures in Jefferson and Monroe counties ;

H. B. 911. To enable the township superintendent of education of township sixteen (16), range seventeen (17), Montgomery county, and superintendent of education of said county, to sell the public school property of said district, located in the city of Montgomery, and to divide and re-invest the proceeds thereof ;

H. B. 912. To provide a fund for the support of the Supreme Court library ;

H. B. 33. To provide for a re-registration of all claims against the fine and forfeiture fund of Clarke county ;

H. B. 139. To repeal an act entitled an act to amend section 1544 of the Code, approved March 1, 1881, relating to recommendation necessary to obtain license, so far as the county of Cullman is concerned ;

H. B. 205. To prohibit the sale, giving away, or otherwise disposing of spirituous, vinous or malt liquors, or intoxicating bitters or beverages of any description whatever, at or within certain localities in this State hereinafter designated ; at or within three miles of Godfrey High School in Winston county ; at or within two and a half miles of Uchee Academy in Russell county ; at or within three miles of Philadelphia and Liberty churches in Marion county ; at or within two miles of Saville church and school house in Crenshaw county ; at or within three miles of Wesley Chapel school house, near Brock's Gap ; at or within three miles of Toad Vine in Jefferson county ;

H. B. 239. An act for the preservation of game animals and birds, in the county of Tuscaloosa ;

H. B. 275. To amend an act entitled an act for the preservation of game animals and birds, in Perry county, approved February 26, 1881 ;

H. B. 278. To amend an act entitled an act to amend section 3496 of the Code, approved December 7, 1878 ;

H. B. 266. To abolish the county court of Greene county, and to repeal chapter 6, of title 9, of part 1, and chapter 6, of title 3, of part 5, of the Code of Alabama, so far as the same applies to Greene county ;

H. B. 389. To amend section 750 of the Code, so far as relates to the county of Butler ;

H. B. 413. To repeal section 4 of an act entitled an act to regulate the fine and forfeiture fund of certain counties, approved February 13, 1879, in so far as the same relates to Talladega county ;

H. B. 415. To authorize the probate judge of Tallapoosa county to order an election to determine whether spirituous, vinous or malt liquors, or other intoxicating beverages, shall be sold, given away, or otherwise disposed of in said county, the same being prohibited by an act entitled an act to prohibit the sale of spirituous, vinous or malt liquors, or other

intoxicating beverages, in the counties of Etowah, Cherokee, DeKalb and Tallapoosa, approved February 28, 1881;

H. B. 451. To amend section 4773 of the Code;

H. B. 534. To exempt the organization of the grand and petit juries of the city court of Selma, which was organized at the January term, 1883, from the provisions of an act to regulate the drawing and empanelling of grand and petit juries in Dallas county, approved December 12, 1882;

H. B. 536. To incorporate the White Sulphur Springs College, in DeKalb county, Alabama;

H. B. 546. To regulate the trial of misdemeanors in the county of Macon;

H. B. 552. To extend the corporate limits of the city of Talladega;

H. B. 553. To amend section 21 of an act entitled an act to establish a new charter for the city of Talladega, and to repeal all acts in contravention therewith, approved March 1, 1870;

H. B. 554. To authorize the mayor and aldermen of the city of Talladega to license and regulate hawkers, peddlers and itinerant dealers in merchandise;

H. B. 585. To incorporate the town of Browneville;

H. B. 613. To fix the fees of the circuit clerks of Bullock, Tuscaloosa, Perry, Coffee, Pike and Monroe counties, in civil cases;

H. B. 666. An act for the relief of J. B. Simpson, A. Lehman, James McFerrin, Caswell Ellington, Job Thigpen and A. M. Crum, as sureties on the official bond of J. M. Thigpen, county superintendent of education of Butler county;

H. B. 772. To form a separate school district in the territory east of Shoal Creek, in township 2, range 10, west, in the county of Lauderdale;

H. B. 732. To prevent the firing, shooting, or exploding fire works of any character, in or along the public highways and public streets, in the counties of Pike, Clark, Montgomery and Conecuh;

H. B. 811. To make secure the vault and safe of the State Treasury;

H. B. 834. To authorize the issue of a bond of Class A, in substitution of a bond numbered 2066 of the issue of bonds under the act approved December 4, 1832, to establish a branch of the Bank of the State of Alabama, in the city of Mobile;

H. B. 853. To provide for the collection by suit of any money of the State of Alabama, illegally used by any public officer of the State, or illegally received by any person, partnership or corporation, from any public officer, or from any depository or custodian of any of the money of this State;

H. B. 905. To amend section 573 of the Code;

H. B. 831. To release Claudia Shaw, of Macon county, from the bonds of matrimony.

In connection with the last named bill I am directed by the Governor to communicate to the House a message in writing.

W. G. HUTCHESON,  
Recording Secretary.

#### MESSAGE FROM THE GOVERNOR.

#### EXECUTIVE OFFICE,

February 23, 1883.

#### *To the House of Representatives :*

I approve this act because I believe it presents an exceptional and meritorious case, not provided for by existing law. But I do not mean this to be a precedent for my future action. The marriage relation is so intimately connected with the good of society, that it should not be subject to the unbending rules of judicial decision; hence general principles, while they are of great weight and in ordinary cases should prevail, ought not to be permitted to work an absolute exclusion of a wise discretion, which can be only exercised by the legislative power.

E. A. O'NEAL,  
Governor.

Mr. John, from a special committee on the subject, presented the following report, which was ordered spread upon the journal :

#### *To the Honorable Speaker of the House of Representatives :*

The committee of the House of Representatives who were charged with enquiring :

Whether the warden of the penitentiary has on file, as required by law, an official bond, and if no bond is on file, the reason therefor ;

Whether said warden has rendered statements of his account as warden that are inconsistent with each other ;

Whether said warden has allowed any convicts to be worked by persons who had no legal contract therefor ;

Whether said warden has paid, out of the funds coming into his hands as warden, any attorneys' fees ; if so, to whom paid, how much, and by what authority ;

Whether said warden has given his whole time and attention to the discharge of his duties as warden, or has spent any time, if so, how much, in the lobby of the two houses of this Legislature ;

Have given as much time as they could, while not in their seats in the House, to the consideration of the matters specified in said resolutions ; but, owing to the very limited time before the final adjournment of the Legislature, the committee could not prosecute said investigation to a satisfactory conclusion, but have drawn out the following facts :

Prior to entering upon the duties of warden, Mr. Bankhead executed and delivered to the Governor an official bond, which was approved, but was not filed or recorded in the Auditor's office, and there is no trace of said bond in the executive office nor in the Auditor's office, nor could the committee find or hear of any person who saw said bond after it was approved. Governor O'Neal stated to the committee that Governor Cobb says he filed this bond with the Auditor. The Auditor says he has no recollection of ever seeing the bond, and never discovered that it was not on file till a few days ago, when he called the warden's attention thereto, whereupon he and the warden went to the Governor and informed him that there was no official bond of the warden on file in the Auditor's office. The Governor at once took advice of the Attorney-General, and required the warden to have executed an official bond. This bond was prepared, reciting the loss of the original, and sent by the warden to the county of his former residence, about the 10th or 12th of this month, to be signed by the same sureties who were bound on the original bond.

The Governor requested this bond should be executed and presented to him by the 19th inst., but on account of the remote situation of the residence of the sureties and the irregularity of mail, it has not yet been returned. On the 19th inst., the warden executed and tendered to the Governor, a new bond with solvent sureties, which bond has been approved by the Governor.

About the second week of the present session of the Legislature, the warden filed in the executive office his report as warden of the penitentiary, accompanied by statements of his accounts.

Upon examination of his statement, as tabulated under the heads, "table A" and "table B," there were discovered errors that were pointed out to him. He readily admitted these errors and withdrew the statement as first made, and submitted, and in a few days filed a corrected or different statement, which is published as "table A," on page 25 of the report of the inspectors of the penitentiary that was submitted about the middle of November, 1882, to Governor Cobb. A copy of the statement of account, as first submitted, was kept by the Governor's private secretary, and is now on file in the executive office; from this is copied the statement that is herewith submitted as exhibit A to this report, and with it a copy of "table A," as found on page 25 of the printed report of the inspectors above referred to, as exhibit B.

A comparison of these two statements shows "the amount earned by convict labor" charged on exhibit A, is \$59,824.60, and the same charge, as shown on exhibit B, is \$56,440.58, showing a difference in favor of the warden of \$3,384.02.

On exhibit A, the credit for expenses from March 1st, 1881, is \$9,669.74; on exhibit B, this credit is \$9,931.29; a difference in favor of the warden of \$261.55.

On exhibit A appears the item:

Amount collected and disbursed by Bass to March 1st, 1881, \$13,824.86.

This amount was deducted as a credit, and next to the last item on exhibit A, is a credit of \$3,795.68, "expenses to March 1, 1881." This item of \$3,795.68, was included in the credit already taken of \$13,824.86, and the remainder of this \$13,824.86 item, to-wit; \$10,029.18 was included in the credit of \$50,029.18. See Auditor's report, September 30, 1881, page 26. In this way the warden obtained credit for this sum of \$13,824.86, twice, when he was only entitled to that credit one time. On exhibit A, the item, "expenses to March 1, 1881," is \$3,795.68, whereas, on exhibit B, it is stated thus: "Expenses, Jno. G. Bass, from October 1, 1880, to March 1, 1881," \$4,795.48, making a difference in favor of the warden, on this item, of \$1,000.

The warden's explanation of this difference of \$1,000, is this: Bass took \$1,000 of funds of the penitentiary, as



extra compensation, and the warden demanded it of him, and under threatened suit on Bass' bond, collected this sum from Bass. If Bass included this \$1,000 in the \$3,795.68 disbursed by him, then the present warden would not be entitled to this sum as a credit, which he has taken, as shown on exhibit B, by making Bass' expenses from October 1, 1880, to March 1, 1881, \$4,795.48, instead of \$3,795.68, as stated on exhibit A.

If Bass did not include this \$1,000 in the amount disbursed by him, viz: \$3,795.68, then when he refunded it, the present warden should be charged therewith, simply, and no credit on this account of this amount should be allowed him. He states that he included this sum in the gross charge of \$56,440.58, the first item on exhibit B. If so, he has also taken credit on same statement for this \$1,000 in the item of \$4,795.48, which is clearly wrong.

The warden admitted that the two statements rendered by him were inconsistent, but could not explain how these errors came in the accounts, further than that the first statement, exhibit A, was made out by his book-keeper, and he presumed it was correct, and without examining it, filed it in the Executive office. He claims that the statement of his account, as shown on exhibit B, is correct, and corresponds to his books. He offered his books for the inspection of the committee, but the committee had not the time nor opportunity of going through his books, and ascertaining that statement of which exhibit B is a copy, was correct or not, and for this reason the committee is unable to say which statement is correct, or that either is correct or not.

The warden made a contract with R. J. Thornton, which was approved by the Governor, April 27th, 1881, for the hire of one hundred and twenty-five convicts, more or less. From this contract the committee extract the following: "This contract to take effect on the first day of May, 1881, and terminates on the first day of May, 1882." In February or March, or April, 1882, the warden says that his attention was called to the cruel treatment of convicts hired to said Thornton under this contract, and in a short time thereafter sent Mr. McDonald, one of the inspectors of the penitentiary, to examine into the condition of these convicts and report their treatment and condition. That said inspector made the examination, and reported the convicts in a bad condition, poorly fed and clothed, and very cruelly

treated, and that said Thornton was not a suitable person to have the control of convicts. The inspector says he visited the camp near Birmingham in April, 1882, and found the convicts, about forty or fifty, confined at night in a room about 16x18, that was very filthy, and the convicts were poorly fed and clothed, with no provision made for the sick, and no physician called in case of serious sickness, and no medicines provided except lobelia and boneset tea, which were administered alike in all cases of sickness. That two convicts had died at this pen a short time before, and he was informed by convicts and guards, that they lay on the bare ground, in an open space, between the pen in which the guards slept, and that in which the convicts were confined, where there was no fire during their sickness and till they died, and that no physician was called to see them, and no medicines given them except boneset tea and lobelia. Upon his return he reported this condition of Thornton's convicts to the Governor and to the warden, and told the warden that "Thornton was killing the men, and not to let him have any more."

Notwithstanding this report, made in April, 1882, when said contract terminated by its expressed terms on first May, 1882, the warden suffered said Thornton to keep said convicts till about the 20th January, 1883.

About the time this contract expired, the warden wrote on the margin thereof, these words:

"It is further agreed, that this contract may be continued from year to year for five years, provided the said R. J. Thornton complies fully with all its requirements."

JOHN H. BANKHEAD,

Warden.

The contractor Thornton did not sign this memorandum, nor give any new bond, nor did his sureties or himself consent to the same, but it was simply *ex parte*. Thus it was that about forty convicts were worked by said Thornton from first of May, 1882, to about 20th January, 1883, without any contract, bond or security. During most of this period, said convicts were worked in a mine called "Coaling" in Tuscaloosa county, and the warden and inspector McDonald, both visited that camp, and found about the same kind of quarters as before described, and that the convicts were worked in the mine with very little clothing, in some instances with only a ragged shirt that did not cover half of the body. Their food was very poor in

quality, and not much over half enough, and their treatment cruel.

Thornton was not present at any time that his camp at "Coaling" was visited by the warden or Inspector McDonald, and the convicts were worked and controlled by N. D. Johnson.

On pages 65 and 66 of Inspectors' and Warden's Reports will be found a tabulated statement of the number of convicts hired by said Thornton, and the prices per month he paid for them, from May 1, 1882, the date when his contract expired.

From this statement it appears that during one month he had eight dead-heads, for which he paid nothing, yet the inspector, McDonald, and the warden both testify that Johnson told them he paid Thornton twelve dollars per month for all convicts. Many of those for which Thornton received \$12.00 per month, he paid the warden \$3.00, \$4.00 and \$5.00 per month.

When the warden was enjoined at the suit of J. W. Comer, he went to the Governor and requested him to direct the Attorney-General to defend said suit, but the Governor declined to do so, as it was not the duty of the Attorney-General to defend such suits. The warden then requested the Governor to employ counsel to defend that suit. This the Governor declined to do, giving as his reason therefor, that it was a suit against the warden as an individual, and he would not employ counsel at the expense of the State to defend such a suit.

The warden then employed Messrs. Troy and Tompkins, who were paid by a recovery from the complainant on the injunction bond, after the injunction was dissolved.

Immediately afterwards, a writ of mandamus was served on the warden at the suit of J. W. Comer, and the warden employed Messrs. Troy and Tompkins to represent him in that proceeding. He says he did not ask the Governor to employ counsel to defend this proceeding, as the Governor had declined a similar request a short time before, in reference to the bill in equity and the injunction thereon.

The warden paid his attorneys for their professional services in the mandamus proceeding \$250.00, out of funds belonging to the penitentiary. We know of no law that authorized this; but the inspectors audited and allowed this item, and Inspector McDonald says he thought it reasonable.

The warden admits that he has spent one-half, may be two-thirds of his time, since this Legislature has been in session, in the lobby of the two houses. That he tried to impress his views upon the convict question and the proper legislation thereon, upon members of the Senate and House. That when the House passed the substitute for the Senate bill on the subject of convicts, he prepared amendments, which he gave to members of the Senate and urged them to engraft them upon the House bill. That he was anxious to have the bill amended, particularly, so as to deprive the Governor of the power of removing the warden, and prepared an amendment, in substance the same as that adopted by the Senate, which took from the Governor the power of removal, and provided for the impeachment of the warden, and that he handed this amendment to a Senator and requested him to propose it and advocate its adoption. The warden says he did not think he should be removed by the Governor, and that he had as much right to be impeached as other officers. It was adopted.

On account of the very short time, from the raising of the committee till the adjournment of the General Assembly, we have been unable to prosecute the investigation further than we have reported above, and therefore refrain from attempting to draw any conclusion, other than as above stated, or to make any recommendation on the subject, lest we do injustice.

MIMS WALKER,  
E. H. MOREN,  
C. D. HOGUE,  
GEO. W. VINES,  
S. W. JOHN.

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## EXHIBIT A.

### A.

Gross earnings by convicts.....	\$59,824.60
Expenses from March 1, 1881.....	9,669.74
Net earnings.....	<u>\$50,154.86</u>

## B.

Am't due from lessee Oct. 1, 1880,...	\$18,182.85	
Earnings to March 1, 1881.....	8,343.02	-\$26,525.87
Am't coll'd and disbursed by Bass to Mar. 1, '81,	13,824.86	

	\$12,701.01	
Cash on hand Oct. 1, 1880.....	1,711.60	
Due from U. S. " " " .....	309.55	
Net earnings as above.....	50,154.86	-\$64,877.02

Cash paid Treasurer.....	50,029.18	
Due from lessees Oct., 1882.....	10,034.45	
Due from U. S. Oct. 1, 1882.....	309.55	
Balance due from the State.....	620.60	
Expenses to March 1, 1881.....	3,795.68	
Due from miscellaneous accounts...	87.56	-\$64,877.02

The above is a copy of the first account filed by warden in the Governor's office, a copy of which was kept and is now on file there.

## EXHIBIT B.

## RESOURCES.

Amount earned by convict labor.....	\$56,440.58
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## EXPENDITURES.

Paid for flour, beef, bacon, &c.,	
since March 1, 1881.....	\$9,931.29
Expenses Bass to March 1, 1881...	4,795.48
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Total expenses for two years.....	\$14,726.77
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Surplus.....	\$41,713.81

Labor uncollected last report.....	\$18,182.85	
Cash on hand.....	1,711.60	
Due from U. S. ....	309.55	
Due from sundry accounts.....	87.56	-\$20,291.56
Add surplus as above.....	41,713.81	
	<hr/>	
		\$62,005.37

## DISBURSEMENTS.

Paid into State Treasury .....	\$50,029.18
Labor uncollected (not due till Oct. 1) ..	11,371.64
Cash on hand .....	207.44
Due from U. S. ....	309.55
Due from sundry accounts .....	87.56—\$62,005.37

Exhibit B is a copy of table A, page 25, Inspectors Report, which shows warden's account as filed by him, after his attention was called to the errors in the first statement made by him.

Mr. Simpson offered the following resolution, which was adopted;

*Resolved by the House, the Senate concurring,* That a committee of three on part of the House, and two on part of the Senate, be appointed to wait on the Governor and ascertain whether he has any further communication for the General Assembly.

Committee on part of the House—Messrs. Simpson, Gresham and Broyles.

Mr. Hammond offered the following resolution, which was adopted;

*Resolved,* That the thanks of this House are justly due and are hereby tendered to the Daily Advertiser, Daily Age, and the Mobile Register for their fair and impartial reports of the proceedings of this session of the Legislature, and many other acts of courtesy shown the members.

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,

February 23, 1883.

*Mr. President :*

The Senate has concurred in the House joint resolution raising a committee to wait on the Governor;

Committee on part of the Senate—Messrs. Hargrove and Seay.

W. L. CLAY,  
Secretary.

Mr. Hamilton introduced the following resolutions, which were unanimously adopted by a rising vote :

*Resolved*, That the thanks of this House are justly due, and are hereby tendered to HON. WILBER F. FOSTER, for the fairness and ability uniformly exhibited by him in the discharge of his official duty as Speaker of this House of Representatives of this State, during the session now drawing to a close.

*Resolved*, That to the Clerk of the House, D. W. McIVER, Esq., we hereby tender the assurance of our recognition of the industry and promptitude with which his duties have been performed.

We also tender our thanks to the other officers of the House, for the efficiency with which their respective duties have been performed.

Mr. Shorter offered the following resolution, which was adopted :

*Resolved*, That the thanks of this House are due and hereby tendered the Journal Clerk, Capt. B. H. Screws, for the intelligent and correct manner in which he has discharged his duties.

The joint committee to wait on the Governor reported that they had performed that duty and that the Governor had no further communication to make to the General Assembly.

The Speaker in response to the resolution returned thanks to the House for the very complimentary terms in which they referred to him, and after wishing all a safe journey to their homes, declared the House adjourned *sine die*.

WILBUR F. FOSTER,  
Speaker.

Attest :

D. W. McIVER,  
Clerk.

## DOCKET OF HOUSE BILLS,

WITH NUMBER, NAME OF INTRODUCER, ABSTRACT OF  
TITLE, ETC.

1. Shorter. To prevent sale, &c., of seed cotton in Barbour county.  
November 16, read first. November 17, read second, local legislation. November 28, passed. February 1st, amended, and passed Senate. February 1st, concurred in. February 2, signed and approved.
2. Lang. To pay costs in impeachment of W. E. Jones, probate judge of Barbour county.  
November 16, read first. November 17, read second, local legislation. November 23, passed. February 1st, passed Senate. February 2, signed and approved.
3. Shorter. To confer power to issue attachments upon notaries public. November 16, read first. November 17, read second, judiciary. November 23, passed. December 11, passed Senate. December 12, signed and approved.
4. Same. To amend section 1630 of the Code.  
November 16, read once. November 17, read second, judiciary. November 21, passed.
5. Same. To increase fees of constables in Barbour county.  
November 16, read first. November 17, read second, local legislation. November 23, passed. December 11, passed Senate. December 12, signed and approved.
6. Hammond. To fix time of holding courts in Cleburne county.



- November 16, read first. November 17, read second, judiciary.
7. Shealy. To authorize probate judge of Chambers county to order election to prevent sale of liquor. November 16, read first. November 17, read second, temperance. November 27, amended. November 28, passed. December 4, passed Senate. December 5, signed and approved.
  8. Swan. For relief of Cherokee county. November 16, read first. November 17, read second, appropriations.
  9. Edwards. To establish an inferior court for Chilton county. November 16, read first. November 17, read second, local legislation.
  10. McCall. For relief of Delia Edwards. November 16, read first. November 17, read second, local legislation. February 10, passed. February 23, passed Senate, signed and approved.
  11. Thagard. To repeal liquor law in Orenshaw county. November 16, read first. November 17, read second, temperance. February 6, passed. February 17, passed Senate. February 19, signed and approved.
  12. Watlington. To amend an act for relief of maimed soldiers. November 16, read first. November 17, read second, appropriations.
  13. Dowling. To repeal an act to amend road law of Dale county. November 16, read first. November 17, read second, public roads and highways. November 21, passed. November 29, passed Senate. December 2, signed and approved.
  14. Same. To increase fees of constables in Dale county. November 16, read first. November 17, read second, fees and salaries.
  15. Same. To require peddlers to take out license. November 16, read first. November 17, read second, ways and means.
  16. John. To incorporate Dallas Compress Company. November 16, read first. November 17, read second, corporations. November 27, passed. December 4, passed Senate. December 5, signed and approved.

17. Berry. To repeal section 3286 of the Code. November 16, read first. November 17, read second, accounts and claims.
18. Simpson. To amend an act to incorporate the Florence Synodical Female College. November 16, read first. November 17, read second, corporations. November 22, passed. November 28, passed Senate. November 29, signed and approved.
19. Branch. To repeal an act to amend section 276 of the Code. November 16, read first. November 17, read second, privileges and elections.
20. Samford. To amend section 3063 of the Code. November 16, read first. November 17, read second, judiciary.
21. Same. To amend section 3025 of the Code. November 16, read first. November 17, read second, judiciary. November 21, passed.
22. Hamilton. To authorize decrees in strict foreclosure in mortgage suits in equity. November 16, read first. November 17, read second, judiciary. November 24, passed.
23. McIntyre. To repeal act requiring tax assessor of Montgomery county to give notice. November 16, read first. November 17, read second, local legislation. February 10, passed.
24. Same. To repeal act requiring tax collector of Montgomery county to give notice. November 16, read first. November 17, read second, local legislation. February 12, passed.
25. Graham. To amend section 4213 of the Code. November 16, read first. November 17, read second, penitentiary and criminal administration.
26. Same. To repeal sub-division 6 of section 362 of the Code. November 16, read first. November 17, read second, ways and means.
27. Same. To authorize the Governor to issue five class A bonds, &c. November 16, read first. November 17, read second, accounts and claims. January 30, passed. February 21, passed Senate. February 23, signed and approved.
28. Vines. To repeal liquor law as to Tallapoosa county.

- November 16, read first. November 17, read second, temperance.
29. Purifoy. To amend section 4628 of the Code.  
November 16, read first. November 17, read second, judiciary.
  30. Griffin. To repeal section 3286 of the Code.  
November 16, read first. November 17, read second, judiciary.
  31. Shorter. To authorize justices of the peace and notaries public to sentence to hard labor.  
November 17, read first. November 18, read second, judiciary.
  32. Swan. To make justices of the peace tax assessors.  
November 17, read first. November 18, read second, ways and means.
  33. Grant. To provide for re-registration of claims against fine and forfeiture fund of Clarke county.  
November 17, read first. November 18, read second, local legislation. February 10, passed. February 21, passed Senate. February 23, signed and approved.
  34. Garrett. To repeal act to better provide for examination of county offices, as to Coffee county.  
November 17, read first. November 18, read second, local legislation. November 23, passed.
  35. Porter. To repeal game law as to Coosa county.  
November 17, read first. November 18, read second, local legislation. February 10, passed.
  36. Dowling. To require tax assessors to discharge their duties more faithfully.  
November 17, read first. November 18, read second, ways and means. November 25, passed.
  37. Same. To amend section 4325 of the Code.  
November 17, read first. November 18, read second, agriculture.
  38. Same. For better protection of State in payment of fees for feeding prisoners.  
November 17, read first. November 18, read second, fees and salaries.
  39. John. To punish the obtaining of money on property by means of false promises.  
November 17, read first. November 18, read second, judiciary. November 22, passed.

40. Clayton. To protect teachers of public schools against excessive charge for license.  
November 17, read first. November 18, read second, education.
41. Same. To require applicants for license to teach in the public schools, of Alabama, who hold diplomas to be examined and pay fee for license.  
November 17, read first. November 18, read second, education. November 23, passed. December 4, passed Senate. December 5, signed and approved.
42. Samford. To repeal an act to require apportioners and overseers of roads in Fayette, Lamar, Marion and Cherokee, to do road service.  
November 17, read first. November 18, read second, public roads and highways. November 21, passed. November 27, passed Senate. November 29, signed and approved.
43. Crawford. To repeal sections 3286, 3287 and 3288, of the Code.  
November 17, read first. November 18, judiciary.
44. Anderson. To amend section 1 of an act approved February 17, 1879, as to Greene county.  
November 17, read first. November 18, read second, local legislation. November 29, passed. February 12, amended and passed Senate. Concurred in. February 14, signed and approved.
45. Adkison. To amend first section of act to reduce number of jurors in Geneva county.  
November 17, read first. November 18, read second, local legislation. February 3, passed. February 10, passed Senate. February 12, signed and approved.
46. McAdory. To prevent the sale of liquor within three miles of any coaling grounds, &c., in Jefferson county.  
November 17, read first. November 18, read second, temperance. February 6, passed. February 19, passed Senate. February 20, signed and approved.
47. Nesmith. To repeal an act to regulate the publication of legal notices in Lamar and Fayette.  
November 17, read first. November 18, read second, local legislation. November 23, passed. December 12, passed Senate, signed and approved.

48. Same. To repeal an act to abolish the office of tax collector as to Lamar county.  
November 17, read first. November 18, read second, local legislation. November 23, passed. December 4, passed Senate. December 5, signed and approved.
49. Simpson. To protect innocent purchasers without notice of mortgage, &c.  
November 17, read first. November 18, read second, judiciary. January 24, passed.
50. Branch. To repeal an act to amend section 286 of the Code.  
November 17, read first. November 18, read second, privileges and elections.
51. Same. To amend section 28t of the Code.  
November 17, read first. November 18, read second, privileges and elections.
52. Same. To enable electors to identify their ballots.  
November 17, read first. November 18, read second, privileges and elections.
53. Sanford. To provide for the election of county commissioners of roads and revenues.  
November 17, read first. November 18, read second, privileges and elections. January 27, passed.
54. Same. To amend section 2170 and repeal section 2166 of the Code.  
November 17, read first. November 18, read second, Judiciary. November 29, passed.
55. Shackelford. To revive section 276 of the Code.  
November 17, read first. November 18, read second, privileges and elections.
56. McIntyre. For the better enforcement of contracts.  
November 17, read first. November 18, read second, agriculture.
57. Graham. To regulate the punishment of criminals.  
November 17, read first. November 18, read second, penitentiary and criminal administration.
58. Willett. To repeal liquor prohibition as to Pickens county.  
November 17, read first. November 18, read second, temperance.
59. Aderholt. To incorporate East Alabama Mining and Manufacturing Company.

- November 17, read first. November 18, read second, Corporations. February 20, passed.
60. Jones. To amend section 2 of liquor law in Tallapoosa county.  
November 17, read first. November 18, read second, temperance. February 6, passed. February 21, passed Senate. February 23, signed and approved.
61. Brown of Tuscaloosa. To fix rate of taxation in Tuscaloosa county.  
November 17, read first. November 18, read second, ways and means.
62. Beck. Making defendants competent witnesses, &c.  
November 17, read first. November 18, read second, judiciary. November 22, passed. December 1, passed Senate. December 2, signed and approved.
63. John. To punish the crime of taking rebates.  
November 17, read first. November 18, read second, judiciary. November 24, passed. December 4, passed Senate. December 6, signed and approved.
64. Tatum. To repeal an act protecting fish in Baldwin county.  
November 17, read first. November 18, read second, local legislation. February 17, passed. February 17, passed Senate. February 19, signed and approved.
65. Edwards. To amend act to amend section 2681 of the Code.  
November 17, read first. November 18, read second, judiciary. November 24, passed. February 3, passed Senate. February 5, signed and approved.
66. Hawkins, of Barbour. To prevent the abandonment of contracts for advances.  
November 18, read first. November 20, read second, agriculture. February 13, passed.
67. Wharton. To regulate the manner of hard labor.  
November 18, read first. November 20, read second, penitentiary and criminal administration.
68. Swan. To incorporate the Cherokee Wine Company.  
November 18, read first. November 20, read second, corporations.
69. Edwards. To amend section 1 of an act to amend section 3462 of the Code.  
November 18, read first. November 20, read second, judiciary.

70. Thagard. In regard to compensation of sheriff of Crenshaw county.  
November 18, read once. November 20, read second, fees and salaries. November 24, passed. January 29, amended and passed Senate. Concurred in. January 30, signed. February 1, approved.
71. John. To increase jurisdiction of justices of the peace in Dallas county.  
November 18, read first. November 20, read second, judiciary. November 25, re committed. December 5, passed. February 6, amended and passed Senate. February 6, non-concurred in. Committee of conference. February 9, conference report adopted. February 10, signed and approved.
72. Same. To organize the middle chancery division.  
November 18, read first. November 20, read second, judiciary. November 24, passed.
73. Clayton. To repeal an act to amend section 274 of the Code.  
November 18, read first. November 20, read second, privileges and elections.
74. Same. To repeal an act amending an act to amend section 274 of the Code.  
November 18, read first. November 20, read second, privileges and elections.
75. Same. To repeal so much of section 1 of act to regulate railroad companies.  
November 18, read first. November 20, read second, committee on commerce and common carriers.
76. Moragne. To repeal sections 3286, 3287 and 3288 of the Code.  
November 18, read first. November 20, read second, agriculture.
77. Same. To repeal act amending section 276 of the Code.  
November 18, read first. November 20, read second, privileges and elections.
78. Same. To repeal an act amending section 274 of the Code.  
November 18, read first. November 20, read second, privileges and elections.
79. Glover. To repeal act regulating trial of misdemeanors in Jackson county.

- November 18, read first. November 20, read second, local legislation. November 23, passed.
80. Hunt. For the protection of fish in Jackson county. November 18, read first. November 20, read second, local legislation.
81. Hawkins, of Jefferson. To amend section 4340 of the Code.  
November 18, read first. November 20, read second, Judiciary. November 24, passed. January 25, passed Senate. January 26, signed. January 30, approved.
82. Simpson. To provide for the preservation of the Census Reports.  
November 18, read first. November 20, read second, judiciary. November 24, passed. December 5, passed Senate. December 6, signed. December 7, approved.
83. Same. To amend act in reference to employers of laborers.  
November 18, read first. November 20, read second, local legislation. February 12, passed.
84. Branch. To amend sub-division 8, of section 358, of the Code.  
November 18, read first. November 20, read second, ways and means.
85. Sanford. To provide for compromise of railroad bond indebtedness of certain counties.  
November 18, read first. November 20, read second, special committee on subject. November 29, passed. December 4, passed Senate. December 6, signed. December 7, approved.
86. Hamilton. Providing what shall be receivable for taxes in Mobile county.  
November 18, read first. November 20, read second, Mobile delegation. November 21, passed. November 29, passed Senate. December 2, signed and approved.
87. Muldon. To establish uniform tariff of fees.  
November 18, read first. November 20, read second, fees and salaries. February 17, passed. February 23, passed Senate, signed and approved.
88. Hogue. To amend section 3976 of the Code.  
November 18, read first. November 20, read second, judiciary. November 24, passed. January 25,



- passed Senate. January 26, signed. January 30, approved.
89. Same. To amend section 4823 of the Code.  
November 18, read first. November 20, read second, judiciary.
  90. Same. To amend an act to prevent sale of cotton, &c.  
November 18, read first. November 20, read second, local legislation. November 29, passed. January 27, passed Senate. January 29, signed. January 30, approved.
  91. Same. To amend an act for the preservation of game.  
November 18, read first. November 20, read second, local legislation. November 23, passed. November 29, passed Senate. December 2, signed and approved.
  92. Same. To amend section 4184 of the Code;  
November 18, read first. November 20, read second, judiciary.
  93. Cowart. To define the duties of sheriffs in cases of homicide.  
November 18, read first. November 20, read second, judiciary.
  94. Griffin. To amend section 4213 of the Code.  
November 18, read first. November 20, read second, judiciary.
  95. Gere. To repeal an act for the preservation of game, &c.  
November 18, read first. November 20, read second, local legislation. November 28, passed. February 12, amended and passed Senate, concurred in. February 13, signed and approved.
  96. Brown, of Talladega. To incorporate the Mountain Mills Manufacturing Company.  
November 18, read first. November 20, read second, corporations. January 24, passed. February 13, passed Senate. February 14, signed and approved.
  97. Hawkins, of Barbour. To prevent the change or mutilation of marks on cotton.  
November 20, read first. November 21, read second, agriculture. February 14, passed. February 16, passed Senate. February 17, signed. February 19, approved.

98. Shorter. To give landlords a lien on the goods of their tenants for rent.  
November 20, read first. November 21, read second, judiciary. December 6, passed. February 23, passed Senate, signed and approved.
99. Powell. To amend section 8, &c. November 20, read first. November 21, read second, counties and county boundaries.
100. Same. To punish public drunkenness.  
November 20, read first. November 21, read second, temperance. February 10, passed.
101. Hammond. To incorporate the Greensport Manufacturing Company.  
November 20, read first. November 21, read second, corporations. February 8, passed. February 19, passed Senate. February 20, signed. February 21, approved.
102. Swan. To confer additional powers upon justices of the peace.  
November 20, read first. November 21, read second, judiciary.
103. Edwards. To prohibit hiring of convicts on public works.  
November 20, read first. November 21, read second, penitentiary and criminal administration.
104. Burnett. To amend section 1515 of the Code.  
November 20, read first. November 21, read second, judiciary. January 25, passed. February 8, passed Senate. February 9, signed. February 10, approved.
105. Thagard. To amend section 871 of the Code.  
November 20, read first. November 21, read second, judiciary. November 24, passed. January 26, passed Senate.
106. Adkison. To better provide for the protection of animal life.  
November 20, read first. November 21, read second. February 19, passed.
107. Hunt. For the protection of fish.  
November 20, read first. November 21, read second, withdrawn.
108. Hawkins of Jefferson. To legalize Birmingham city election.  
November 20, read first. November 21, read second, special committee. November 22, passed. Novem-

- ber 27, passed Senate. November 29, signed and approved.
109. McAdory. To repeal section 750 of the Code.  
November 20, read first. November 21, read second, judiciary.
  110. Hawkins, of Jefferson. To amend section 2678 of the Code.  
November 20, read first. November 21, read second, judiciary. January 25, passed.
  111. Nesmith. Trial of misdemeanors in Lamar county.  
November 20, read first. November 21, read second, judiciary. November 24, passed. December 11, passed Senate. December 12, signed and approved.
  112. Branch. To amend sub-division 4 of section 757 of the Code.  
November 20, read first. November 21, read second, judiciary. November 25, passed.
  113. Clark. To furnish Notary Publics with the Code.  
November 20, read first. November 21, read second, judiciary.
  114. Same. To secure the speedy trial of prisoners in certain cases.  
November 20, read first. November 21, read second, judiciary.
  115. Same. To amend section 1003 of the Code.  
November 20, read first. November 21, read second, education.
  116. Same. To amend an act to make appropriations for the ordinary expenses of the government.  
November 20, read first. November 21, read second, education. February 5, passed. February 14, passed Senate. February 16, signed. February 21, approved.
  117. Baker. To provide for examination of records.  
November 20, read first. November 21, read second, judiciary.
  118. Kimbrough. To make the fees for constables same as sheriffs in Marengo county.  
November 20, read first. November 21, read second, fees and salaries. November 24, passed. December 11, passed Senate, signed and approved.
  119. Young of Marion. To repeal an act for the preservation of game.

- November 20, read first. November 21, read second, local legislation. February 10, passed.
120. May. To repeal an act relating to publication of legal notices.  
November 20, read first. November 21, read second, local legislation.
121. Muldon. To provide for compensation of jurors, in Mobile county.  
November 20, read first. November 21, read second, judiciary. November 24, passed. December 6, passed Senate. December 7, signed and approved.
122. Hamilton. To prescribe the manner in which fines and forfeitures shall be paid.  
November 20, read first. November 21, read second, judiciary.
123. Hogue. To amend sections 4295 and 4296 of the Code.  
November 20, read first. November 21, read second, judiciary.
124. Cowart. To better secure the enforcement of law in traffic of liquors.  
November 20, read first. November 21, read second, judiciary.
125. Griffin. To amend sections 3218 and 3219 of the Code.  
November 20, read first. November 21, read second, judiciary. November 24, passed
126. Randle. To authorize commissioners to compromise indebtedness of Randolph county.  
November 20, read first. November 21, read second, local legislation.
127. Same. To amend section 465 of the Code.  
November 20, read first. November 21, read second, judiciary.
128. Brown of Talladega. To regulate the payment of fines and forfeitures.  
November 20, read first. November 21, read second, judiciary. January 27, passed.
129. Jones. To prevent employment of convicts in mines.  
November 20, read first. November 21, read second, penitentiary and criminal administration.
130. Shorter. To authorize commissioners court of Barbour county to establish or abolish stock districts.  
November 20, read first. November 21, read second,

- local legislation. December 2, referred to special committee. December 4, passed. December 12, passed Senate, signed and approved.
131. Pawell. To amend section 1545 of the Code.  
November 21, read first. November 22, read second, temperance. November 27, passed. January 30, passed Senate. February 1, signed. February 2, approved.
  132. Dunklin. To repeal prohibition in Mauningham beat, Butler county.  
November 21, read first. November 22, read second, temperance. February 6, passed.
  133. Hammond. For the relief J. B. Farmer.  
November 21, read first. November 22, read second, appropriations. November 25, passed.
  134. Swan. To limit amount of spirits prescribed by physicians.  
November 21, read first. November 22, read second, temperance.
  135. Edwards. To amend sub-division 10, section 362 of the Code.  
November 21, read first. November 22, read second, corporations.
  136. McCall. To provide for bringing suits where clerk of circuit court is a party.  
November 21, read first. November 22, read second, judiciary.
  137. Clark. To amend an act to fix time and place for holding courts in southern chancery division.  
November 21, read first. November 22, read second, judiciary. November 25, passed.
  138. Watlington. To amend section 821 of the Code.  
November 21, read first. November 22, read second, fees and salaries. November 25, passed.
  139. Same. To repeal an amending section, 1544 of the Code.  
November 21, read first. November 22, read second, temperance. November 27, passed. February 21, passed Senate. February 23, signed and approved.
  140. Dowling. To provide for summary judgments, &c.  
November 21, read first. November 22, read second, ways and means. December 6, passed.
  141. Same. For the relief of R. A. Ramsey.

- November 21, read first. November 22, read second, accounts and claims.
142. Berry. To repeal liquor law in Escambia.  
November 21, read first. November 22, read second, temperance.
143. Clayton. To amend article 10 of the Constitution.  
November 21, read first. November 22, read second, judiciary.
144. Avent. To provide for the improvement of water streams in the State.  
November 21, read first. November 22, read second, public roads and highways.
145. Sanford. To repeal an act to consolidate the sheriff and tax collector offices in Fayette county.  
November 21, read first. November 22, read second, local legislation. February 10, passed. February 23, passed Senate, signed and approved.
146. Hunt. To protect fish in the State of Alabama.  
November 21, read first. November 22, read second, judiciary. February 20, passed.
147. McAdory. To amend section 3971 of the Code.  
November 21, read first. November 22, read second, public printing.
148. Hawkins, of Jefferson. To render certain persons competent as witnesses.  
November 21, read first. November 22, read second, judiciary. February 19, passed. February 21, passed Senate. February 23, signed and approved.
149. Same. To require hirers or lessees of convicts to keep them confined.  
November 21, read first. November 22, penitentiary and criminal administration.
150. Kimbrough. To require justices of the peace to be examined.  
November 21, read first. November 22, read second, judiciary.
151. Meldon. For the relief of E. B. Lott *et al.*  
November 21, read first. November 22, read second, ways and means. November 25, passed. January 31, passed Senate. February 1, signed. February 2, approved.
152. Same. To authorize Governor to appoint committee on revenue system.

- November 21, read first. November 22, read second, ways and means.
153. Same. To prevent catching of oysters in the waters of the State.  
November 21, read first. November 22, read second, local legislation. November 28, passed. December 11, passed Senate, signed and approved.
154. Same. To regulate the buying and selling of oysters by measure.  
November 21, read first. November 22, read second, local legislation. November 29, passed. December 11, passed Senate, signed and approved.
155. Shackelford. To prohibit running of cars at certain times.  
November 21, read first. November 22, read second, commerce and common carriers.
156. Graham. To amend section 4218 of the Code.  
November 21, read first. November 22, read second, judiciary. January 25, passed.
157. Same. To punish the crime of dog stealing.  
November 21, read first. November 22, read second, judiciary. January 25, passed.
158. Same. To extend the jurisdiction of justices of the peace and notary publics.  
November 21, read first. November 22, read second, judiciary.
159. Hogue. To increase the jurisdiction of justices of the peace in Perry county.  
November 21, read first. November 22, read second, judiciary.
160. Randle. To amend section 3636 of the Code.  
November 21, read first. November 22, read second, fees and salaries.
161. Aderholt. To regulate the fine and forfeiture fund of St. Clair county.  
November 21, read first. November 22, read second, fees and salaries. December 4, passed. February 14, passed Senate. February 16, signed. February 17, approved.
162. Nevill. To repeal sub-division 4 of an act to prevent exchange, &c.  
November 21, read first. November 22, read second, local legislation.

163. Brown, of Tnscaleosa. To make an appropriation for the benefit of sheriffs.  
November 21, read first. November 22, read second, appropriations. November 23, passed. December 5, passed Senate. December 8, signed and approved.
164. Samford. To amend section 2945 of the Code.  
November 21, read first. November 22, read second, judiciary. November 25, passed. January 25, passed Senate. January 26, signed. January 30, approved.
165. Burnett. To amend section 3317 of the Code.  
November 21, read first. November 22, read second, judiciary. January 26, passed.
166. Wharton. To amend sections 439 and 466 of the Code.  
November 22, read first. November 23, read second, ways and means.
167. Hammond. To amend an act to prohibit sale of liquor.  
November 22, read first. November 23, read second, temperance. November 27, passed. February 1 passed Senate. February 2, signed. February 3, approved.
168. McCall. To regulate the distribution of intestate of married women.  
November 22, read first. November 23, read second, judiciary.
169. Burnett. To appropriate 50 per cent of State tax to Caneesh.  
November 22, read first. November 23, read second, ways and means.
170. Dowling. To provide for an election in Dale county.  
November 22, read first. November 23, read second, temperance. December 2, passed. December 11, passed Senate. December 12, signed and approved.
171. John. To enable mortgagees to protect their interest.  
November 22, read first. November 23, read second, judiciary. January 25, passed.
172. Same. To prohibit sale of liquor in Dallas.  
November 22, read first. November 23, read second, temperance. February 7, passed. February 12,



- amended and passed Senate. Committee of conference.
173. Berry. To amend sections 2738, 2739, 2740 and 2745 of the Code.  
November 22, read first. November 23, read second, judiciary.
  174. Avent. To allow voters of Escambia county to locate county site.  
November 22, read first. November 23, read second, local legislation. February 10, passed. February 15, passed Senate. February 17, signed. February 19, approved.
  175. Sanford. To repeal an act regulating fine and forfeiture fund of Fayette.  
November 22, read first. November 23, read second, local legislation. February 12, passed.
  176. Hawkins of Jefferson. To amend section 4205 of the Code.  
November 22, read once. November 23, read second, judiciary. February 19, passed.
  177. Raister. To prohibit sale of liquor in Limestone.  
November 22, read first. November 23, read second, temperance.
  178. Baker. To relieve operators in cotton factories.  
November 22, read first. November 23, read second, public roads and highways.
  179. Sanford. To amend section 2166 of the Code.  
November 22, read first. November 23, read second, judiciary.
  180. Same. To amend section 3524 of the Code.  
November 22, read first. November 23, read second, judiciary. February 20, passed.
  181. Haden. To repeal act regulating trial of misdemeanors in Madison.  
November 22, read first. November 23, read second, local legislation.
  182. Same. To regulate the trial of misdemeanors in Madison.  
November 22, read first. November 23, read second, local legislation.
  183. Kimbrough. To increase the jurisdiction of justices of the peace.  
November 22, read first. November 23, read second, judiciary.

184. Muldon. To require banks and bankers to give receipts for collaterals.  
November 22, read first. November 23, read second, corporations. November 27, passed. January 25, passed Senate. January 26, signed. January 30, approved.
185. Langdon. To repeal section 6 of act regulating railroads.  
November 22, read first. November 23, read second, commerce and common carriers. February 2, passed.
186. Same. Relating to railroad commission.  
November 22, read first. November 23, read second, commerce and common carriers.
187. Same. To amend section 15 of an act regulating railroad companies.  
November 22, read first. November 23, read second, commerce and common carriers. February 2, passed. February 23, passed Senate, signed and approved.
188. Same. Relating to railroad commission.  
November 22, read first. November 23, read second, commerce and common carriers. February 3, passed.
189. Same. Relating to railroad commission.  
November 22, read first. November 23, read second, commerce and common carriers. February 2, passed.
190. Same. Relating to railroads.  
November 22, read first. November 23, read second, commerce and common carriers. February 2, passed.
191. Same. Relating to railroads.  
November 22, read first. November 23, read second, commerce and common carriers.
192. Same. Relating to railroads.  
November 22, read first. November 23, read second, commerce and common carriers.
193. Same. Relating to railroads.  
November 22, read first. November 23, read second, commerce and common carriers. February 2, passed.
194. Same. To amend an act regulating railroad companies.  
November 22, read first. November 23, read second, commerce and common carriers. February 3, passed. February 23, passed Senate, signed and approved.
195. Same. To authorize subscription to Berney's Hand Book.

- November 22, read first. November 23, read second, appropriations.
196. Graham. To amend section 702 of the Code.  
November 22, read first. November 23, read second, judiciary.
  197. Orme. For relief of C. R. Long.  
November 22, read first. November 23, read second, local legislation. February 10, passed. February 23, passed Senate, signed and approved.
  198. Same. To amend prohibition law.  
November 22, read first. November 23, read second, temperance.
  199. McIntyre. To repeal section 2 of act forming revenue board.  
November 22, read first. November 23, read second, local legislation.
  200. Same. To amend section 4455 of the Code.  
November 22, read first. November 23, read second, penitentiary and criminal administration.
  201. Cowart. To amend section 1544 of the Code.  
November 22, read first. November 23, read second, temperance. December 9, passed. December 12, passed Senate, signed and approved.
  202. Griffin. For the protection of game in Pike.  
November 22, read first. November 23, read second, local legislation. February 12, passed.
  203. Brown, of Talladega. To amend section 440 of the Code.  
November 22, read first. November 23, read second, judiciary. November 25, passed.
  204. Brown, of Tuscaloosa. To prevent sale of liquor at Arbor Springs. November 22, read first. November 23, read second, temperance.
  205. Ingle. To prevent sale of liquor in Winston county.  
November 22, read first. November 23, read second. January 29, passed. February 21, passed Senate. February 23, signed and approved.
  206. Branch. To amend section 4353 of the Code.  
November 22, read first. November 23, read second, judiciary.
  207. Hawkins, of Jefferson. To amend section 4836 of the Code.  
November 22, read first. November 23, read second, judiciary.

208. Berry. To amend section 359 of the Code.  
November 22, read first. November 23, read second,  
education.
209. Robinson. To authorize Governor to appoint constables.  
November 23, read first. November 24, read second,  
judiciary.
210. Same. To authorize actions in detainer and detainee suits.  
November 23, read first. November 24, read second,  
judiciary.
211. Swan. To make it a misdemeanor for road apportioners to fail to discharge their duty.  
November 23, read first. November 24, read second,  
public roads and highways.
212. Garrett. To form a separate school district in Coffee.  
November 23, read first. November 24, read second,  
local legislation. February 10, passed. February  
23, passed Senate, signed and approved.
213. Dowling. For the relief of E. M. Gimmer.  
November 23, read first. November 24, read second,  
education. January 31, passed.
214. Berry. To encourage immigration.  
November 23, read first. November 24, read second,  
special committee.
215. Same. To provide for re-binding records, &c.  
November 23, read first. November 24, read second,  
judiciary.
216. Moragne. For relief of P. B. Lee.  
November 23, read first. November 24, read second,  
appropriations.
217. Avery. Withdrawn November 23.
218. Hawkins, of Jefferson. To amend section 2461 of  
the Code.  
November 23, read first. November 24, read second,  
judiciary. February 20, passed.
219. Nesmith. To prohibit the sale of liquor in Lamar  
county.  
November 23, read first. November 24, read second,  
temperance.
220. Nesmith. To amend sub-division 1 of section 109  
of the Code.  
November 23, read first. November 24, read second,  
judiciary.

221. Simpson. To amend section 1804 of the Code.  
November 23, read first. November 24, read second,  
judiciary.
222. Kendrick. To fix the rate of taxation in this State.  
November 23, read first. November 24, read second,  
ways and means.
223. Clark. To amend sub-division 8 of section 358 of the  
Code.  
November 23, read first. November 24, read second,  
ways and means.
224. Sanford. To regulate the appointment of Warden.  
November 23, read first. November 24, read second,  
penitentiary and criminal administration.
225. Young of Marion. To prevent camp-hunting in Ma-  
rion, Winston and Walker counties.  
November 23, read first. November 24, read second,  
local legislation. February 12, passed. February  
23, passed Senate, signed and approved.
226. Langdon. To prohibit sale of goods, &c.  
November 23, read first. November 24, read second,  
judiciary.
227. Brewer. To require notice to defendants.  
November 23, read first. November 24, read second,  
judiciary. February 20, passed.
228. Graham. To amend section 502 of the Code.  
November 23, read first. November 24, read second,  
fees and salaries.
229. Same. To prevent judgment debtors, &c.  
November 23, read first. November 24, read second,  
judiciary.
230. McIntyre. To amend section 4331 of the Code.  
November 23, read first. November 24, read second,  
judiciary.
231. Orme. To prevent sale of liquor.  
November 23, read first. November 24, read second,  
temperance.
232. Willett. To regulate the sale of liquor in Pickens  
county.  
November 23, read first. November 24, read second,  
temperance. February 6, passed. February 17,  
passed Senate. February 19, signed and approved.
233. Same. To compromise railroad debt.  
November 23, read first. November 24, read second,  
special committee.

234. To amend section 438 of the Code.  
November 23, read first. November 24, read second,  
judiciary. February 19, passed.
235. Vines. To amend sub-division 8 of section 358 of the  
Code.  
November 23, read first. November 24, read second,  
ways and means.
236. Wood. To provide for accommodation for the insane.  
November 23, read first. November 24, read second,  
appropriations. November 25, passed. December  
11, passed Senate. December 12, signed and ap-  
proved.
237. Same. Concerning husband and wife.  
November 23, read first. November 24, read second,  
judiciary.
238. Same. To provide for payment of witnesses.  
November 23, read first. November 24, read second,  
judiciary. December 6, passed. December 11,  
passed Senate, signed and approved.
239. Same. Game law in Tuscaloosa county.  
November 23, read first. November 24, read second,  
local legislation. February 10, passed. February  
21, passed Senate. February 23, signed and approved.
240. Smith of Dallas. To provide for the enlargement of  
the Capitol.  
November 23, read first. November 24, read second,  
public buildings and institutions. February 13, lost.
241. Lang. To repeal sub-division 6 of section 362.  
November 23, read first. November 24, read second,  
ways and means.
242. Same. To amend section 429 of the Code.  
November 23, read first. November 24, read second,  
ways and means.
243. Branch. Providing for duties of constables.  
November 23, read first. November 24, read second,  
fees and salaries.
244. Hunt. To increase jurisdiction of justices of the peace.  
November 23, read first. November 24, read second,  
local legislation.
245. Watlington. To include Onllman in 7th district.  
November 23, read first. November 24, read second,  
privileges and elections. January 27, passed. Feb-  
ruary 8, passed Senate. February 9, signed. Feb-  
ruary 10, approved.

246. Same. To include Cullman in 3d Senatorial district.  
November 23, read first. November 24, read second,  
privileges and elections. January 29, passed. Feb-  
ruary 8, passed Senate. February 9, signed. Feb-  
ruary 10, approved.
247. Hamilton. To require solicitors to make reports.  
November 23, read first. November 24, read second,  
judiciary. December 4, passed. February 3, passed  
Senate. February 5, signed and approved.
248. Wharton. To amend section 4733 of the Code.  
November 24, read first. November 25, read second,  
judiciary.
249. Hammond. To constitute Anniston a separate school  
district.  
November 24, read first. November 25, read second,  
education. January 27, passed. February 1, passed  
Senate. February 2, signed. February 3, approved.
250. Same. To authorize city authorities of Anniston to  
collect license tax.  
November 24, read first. November 25, read second,  
local legislation. February 10, passed. February  
17, passed Senate. February 19, signed and ap-  
proved.
251. Edwards. To amend sub-division 8 section 362 of  
the Code.  
November 24, read first. November 25, read second,  
ways and means.
252. Beck of Covington. To regulate liquor license in Cov-  
ington.  
November 24, read first. November 25, read second,  
temperance. February 7, passed. February 21,  
passed Senate. February 23, signed and approved.
253. John. To protect the rights of tenants.  
November 24, read first. November 25, read second,  
judiciary. February 13, passed.
254. Avery. To amend section 1162 of the Code.  
November 24, read first. November 25, read second,  
education.
255. MeAdory. To regulate working of public roads in  
Jefferson.  
November 24, read first. November 25, read second,  
public roads and highways. February 16, passed.  
February 23, passed Senate, signed and approved.

256. Simpson. To repeal an act to regulate the trial of misdemeanors in Madison.  
November 24, read first. November 25, read second, local legislation.
257. Orme. To compel fortune tellers to pay license.  
November 24, read first. November 25, read second, ways and means.
258. Muldon. To amend section 4109 of the Code.  
November 24, read first. November 25, read second, judiciary.
259. Cowart. To amend section 1544 of the Code.  
November 24, read first. November 25, read second, temperance.
260. Same. To define the duties of judges of probate in the sale of liquor.  
November 24, read first. November 25, read second, temperance.
261. Wharton. To amend section 4733 of the Code.  
November 24, read first. November 25, read second, judiciary.
262. Berry. To repeal section 224 to 242 of the Code.  
November 24, read first. November 25, read second, privileges and elections.
263. Jones. To amend sub-division 1, section 13, of article 3.  
November 24, read first. November 25, read second, education.
264. Ingle. To authorize an election to locate court house in Winston county.  
November 24, read first. November 25, read second, counties and county boundaries. December 6, passed. December 11, passed Senate. December 12, signed and approved.
265. John. To prohibit stock from running at large in Dallas county.  
November 25, read first. November 27, read second, local legislation. January 31, passed. February 12, passed Senate. February 13, signed and approved.
266. Anderson. To abolish the county court of Greene county.  
November 25, read first. November 27, read second, local legislation. February 10, passed. February 23, passed Senate, signed and approved.
267. Hunt. To reduce fees for solemnizing marriage.



- November 25, read first. November 27, read second, local legislation.
268. Brewer. To incorporate the Fowl River Improvement Company.  
November 25, read first. November 27, read second, corporations. February 8, passed. February 15, passed Senate. February 17, signed. February 19, approved.
269. Same. To authorize Mobile county to issue bonds.  
November 25, read first. November 27, read second, judiciary. December 4, passed. December 11, passed Senate. December 12, signed and approved.
270. Same. To amend section 5013 of the Code.  
November 25, read first. November 27, read second, judiciary.
271. Same. To amend section 1719 of the Code.  
November 25, read first. November 27, read second, judiciary. December 4, passed. February 8, passed. February —, passed Senate. February 10, conference committee report adopted. February 12, signed and approved.
272. Same. To authorize publication in attachment.  
November 25, read first. November 27, read second, judiciary.
273. Hamilton. To amend section 10, to provide for sale of land.  
November 25, read first. November 27, read second, ways and means.
274. Grabam. To regulate the fees of probate judges.  
November 25, read first. November 27, read second, fees and salaries. December 4, passed.
275. Fuller. To amend game law in Perry county.  
November 25, read first. November 27, read second, local legislation. February 10, passed. February 23, passed Senate, signed and approved.
276. Willett. To provide for the arrest of fugitives.  
November 25, read first. November 27, read second, judiciary.
277. Hawkins, of Shelby. To amend an act to amend section 4203 of the Code.  
November 25, read first. November 27, read second, judiciary.
278. Nevill. To amend section 3496 of the Code.  
November 25, read first. November 27, read sec-

- ond, agriculture. February 14, passed. February 21, passed Senate. February 23, signed and approved.
279. Ingle. In relation to trial of misdemeanors. November 25, read first. November 27, read second, judiciary. January 24, passed. February 23, passed Senate, signed and approved.
280. Committee on sheriffs, fees. To regulate the payment of sheriffs' fees. November 25, read first. November 27, read second. December 7, passed. December 11, passed Senate, signed and approved.
281. Wharton. To locate court house in Blount county. November 25, read first. November 27, read second, local legislation. December 6, passed. December 11, passed Senate. December 12, signed and approved.
282. Edwards. Relating to passenger trains. November 25, read first. November 27, read second, corporations.
283. Ferrell. To prohibit the sale of liquor. November 25, read first. November 27, read second, temperance.
284. Robinson. To fix time for holding courts in fifth circuit. November 27, read first. November 28, read second, special committee. January 30, passed. February 6, passed Senate. February 7, signed and approved.
285. Swan. To amend section 823 of the Code. November 27, read first. November 28, read second, ways and means. January 27, passed. February 23, passed Senate, signed and approved.
286. Garrett. To form a separate school district. November 27, read first. November 28, read second, education.
287. Dowling. To repeal article 2, chapter 1, of the Code. November 27, read first. November 28, read second, judiciary.
288. John. To authorize Governor to destroy bouds. November 27, read first. November 28, read second, ways and means. December 6, passed. December 11, passed Senate. December 12, signed and approved.

- 289 Same. To fix time of holding circuit court in fourth circuit.  
November 27, read first. November 28, read second, special committee.
290. Same. To regulate the drawing of juries in Dallas county.  
November 27, read first. November 28, read second, judiciary. December 5, passed. December 11, passed Senate. December 12, signed and approved.
291. Same. For the relief of B. H. Craig, of Dallas county.  
November 27, read first. November 28, read second, appropriations. January 27, passed. February 9, passed Senate. February 10, signed. February 12, approved.
292. Smith, of Dallas. To amend section 435 of the Code.  
November 27, read first. November 28, read second, ways and means.
293. Sanford. To regulate fine and forfeiture fund of Fayette county.  
November 27, read first. November 28, read second, local legislation.
294. Cochran. Game law in Madison county.  
November 27, read first. November 28, read second, local legislation.
295. Kinbrough. To amend sections 1586 and 1587 of the Code.  
November 27, read first. November 28, read second, agriculture.
296. Young, of Marion. For the prohibition of liquor.  
November 27, read first. November 28, read second, temperance. February 7, tabled.
297. May. For the preservation of fish.  
November 27, read first. November 28, read second, local legislation.
298. Graham. To amend section 3655 of the Code.  
November 27, read first. November 28, read second, judiciary.
299. Saine. To incorporate Lodge of Knights of Pythias.  
November 27, read first. November 28, read second, judiciary. February 19, passed. February 23, passed Senate, signed and approved.
300. Same. For the preservation of game, &c.  
November 27, read first. November 28, read second, local legislation.

301. Same. Joint resolution, relating to franchise of St. Louis, Montgomery and Florida Railroad.  
November 27, corporations.
302. Hogue. To regulate license of theatrical troops.  
November 27, read first. November 28, read second, local legislation. February 12, passed.
303. Willett. To authorize commissioners court of Pickens county to compromise indebtedness.  
November 27, read first. November 28, read second, special committee.
304. Cowart. To prohibit the sale of liquor.  
November 27, read first. November 28, read second, temperance.
305. Same. To prohibit sale of liquor in Crenshaw county.  
November 27, read first. November 28, read second, temperance. December 6, passed. December 8, passed Senate. December 9, signed and approved.
306. Gere. To require buyers of cattle to describe marks, &c.  
November 27, read first. November 28, read second, agriculture. December 2, passed. January 31, passed Senate. February 1, signed. February 2, approved.
307. Browne, of Talladega. To incorporate the Talladega Real Estate and Loan Association.  
November 27, read first. November 28, read second, local legislation. February 10, passed. February 17, passed Senate. February 19, signed and approved.
308. Wood. To authorize trustees of the University to hold extra sessions.  
November 27, read first. November 28, read second, education.
309. Langdon. To amend section 5042 of the Code.  
November 27, read first. November 28, read second, judiciary. February 14, passed. February 21, passed Senate; signed and approved.
310. Samford. To amend section 2251 of the Code.  
November 27, read first. November 28, read second, judiciary. February 20, passed.
311. Samford. To amend section 3226 of the Code.  
November 27, read first. November 28, read second, judiciary.
312. Shorter. To provide the manner in which notice shall be given to non-residents in attachments.

- November 27, read first. November 28, read second, judiciary. January 24, passed. February 21, passed Senate. February 23, signed and approved.
313. Same. To increase the jurisdiction of justices of the peace.  
November 27, read first. November 28, read second, judiciary.
314. Hammond. For relief unmarried widows of soldiers.  
November 27, read first. November 28, read second, appropriations.
315. Hamilton. To amend section 34 of an act to incorporate the Port of Mobile.  
November 28, read first. November 29, read second, Mobile delegation. December 1, passed. December 12, passed Senate. January 26, signed. January 30, approved.
316. Dunklin. To amend section 5033 of the Code.  
November 29, read first. December 1, read second, judiciary.
317. Hammond. To establish a board of assessment for Anniston.  
November 29, read first. December 1, read second, local legislation.
318. Robinson. To prohibit sale of liquor in four miles White Plains Academy.  
November 29, read first. December 1, read second, temperance.
319. Edwards. To amend section 1 of an act to amend section 1544 of the Code as to Chilton county.  
November 29, read first. December 1, read second, temperance. February 7, passed. February 12, passed Senate. February 13, signed and approved.
320. Same. To authorize probate judge to order election in certain cases.  
November 29, read first. December 1, read second, temperance. February 7, passed. February 21, passed Senate. February 23, signed and approved.
321. Same. To regulate fine and forfeiture fund of Chilton county.  
November 29, read first. December 1, read second, fees and salaries. February 17, passed. February 23, passed Senate, signed and approved.
322. Burnett. To repeal an act to repeal section 1374 of the Code.

- November 29, read first. December 1, read second, judiciary. February 20, passed.
323. Same. To amend section 1544 of the Code.  
November 29, read first. December 1, read second, temperance. December 9, passed. February 1, passed Senate. February 2, signed. February 3, approved.
324. Berry. To prohibit the running of freight trains on Sunday.  
November 29, read first. December 1, read second, commerce and common carriers. February 17, passed.
325. Sanford. To regulate publication of legal notices in Fayette.  
November 29, read first. December 1, read second, local legislation.
326. Reynolds, of Henry. To amend act prohibiting sale of liquor in Henry.  
November 29, read first. December 1, read second, temperance. February 7, passed. February 12, passed Senate. February 13, signed and approved.
327. Same. To amend section 1541 of the Code, as to Henry.  
November 29, read first. December 1, read second, temperance.
328. Glover. To authorize J. M. McKendree to sell lands.  
November 29, read first. December 1, read second, local legislation.
329. Hawkins, of Jefferson. To amend section 1811 of the Code.  
November 29, read first. December 1, read second, ways and means.
330. Sanford. To repeal act to establish new charter for Opelika.  
November 29, read first. December 2, read second, judiciary. December 4, passed. December 11, passed Senate. December 12, signed and approved.
331. Baker. To exempt operatives from public road duty.  
November 29, read first. December 1, read second, public roads and highways. February 16, passed.
332. Foster. To amend section 3315 of the Code.  
November 29, read first. December 1, read second, judiciary.
333. Same. To amend act to establish normal school at Tuskegee.

- November 29, read first. December 1, read second, education. February 1, passed. February 14, passed Senate. February 16, signed. February 17, approved.
334. Langdon. To protect farmers in purchase of fertilizers. November 29, read first. December 1, read second, agriculture.
335. Muldon. In relation to money advanced on warehouse receipts. November 29, read first. December 1, read second, judiciary. February 15, passed.
336. Same. To repeal sub-division 6, section 362, of the Code. November 29, read first. December 1, read second, joint committee on revenue laws.
337. Langdon. To regulate practice of surgery in this State. November 29, read first. December 1, read second, judiciary.
338. Hamilton. To amend section 1807 of the Code. November 29, read first. December 1, read second, judiciary. December 4, passed. February 3, passed Senate. February 5, signed and approved.
339. Same. To require the payment of fine and forfeitures in Mobile county in lawful money. November 29, read first. December 1, read second, judiciary. December 5, passed. January 27, passed Senate. January 29, signed. January 30, approved.
340. McAdory. To prevent sale of liquor within three miles of Wesley Chapel. November 29, read first. December 1, read second, temperance.
341. Hammond. To regulate sale of liquor in Calhoun county. November 29, read first. December 1, read second, temperance. December 9, passed. December 12, passed Senate, signed and approved.
342. Brown, of Tuscaloosa. To regulate discharge of patients from the insane hospital. November 29, read first. December 1, read second, public buildings and institutions. February 13, passed.
343. Griffin. To regulate sale of liquor in Troy.

- November 29, read first. December 1, read second, local legislation.
344. Ingle. To regulate levy of taxes in Winston county. November 29, read first. December 1, read second, local legislation.
345. Grisham. To transfer jury funds to special fund Washington county. November 29, read first. December 1, read second, local legislation. February 12, passed. February 15, passed Senate. February 16, signed and approved.
346. Hogue. To incorporate Alumnae Society Judson Female Institute. November 29, read first. December 1, read second, corporations. February 8, passed. February 14, passed Senate. February 16, signed and approved.
347. Sanford. To establish a new charter for Opelika. November 29, read first. December 1, read second, judiciary. December 6, passed. December 11, passed Senate. December 12, signed and approved.
348. Wharton. To regulate ex-officio fees of sheriffs. November 29, read first. December 1, read second, local legislation. February 12, passed.
349. Hunt. To regulate fees of judges of probate. November 29, read first. December 1, read second, fees and salaries.
350. Orme. To amend section 4358 of the Code. November 29, read first. December 1, read second, judiciary.
351. Brown, of Talladega. To require solicitors to make reports. November 29, read first. December 1, read second, judiciary.
352. Orme. To prevent sale of liquors 4 miles Friendship church. November 29, read first. December 1, read second, temperance.
353. Griffin. To repeal sections 518, 519, 520 and 521, of the Code. November 29, read first. December 1, read second, judiciary. February 19, passed.
354. Wood. To regulate indictments of misdemeanors punishable under sections 4106, 4107 and 4203, of the Code.



- November 29, read first. December 1, read second, judiciary.
355. To amend an act to amend section 1817 of the Code. November 29, read first. December 1, read second, mining and manufacturing. February 15, passed. February 23, passed Senate, signed and approved.
356. Robinson. To divide the State into four chancery divisions. December 2, read first. December 4, read second, special committee. December 5, passed.
357. Edwards. To define the legal titles to mortgaged property. December 2, read first. December 4, read second, judiciary.
358. Same. To regulate practice at law on mortgage of realty. December 2, read first. December 4, read second, judiciary.
359. Same. To prevent consolidation of telegraph companies. December 2, read first. December 4, read second, corporations.
360. Grant. To amend section 435 of the Code. December 2, read first. December 4, read second, local legislation.
361. Beck, of Covington. To regulate the circuit court in Covington. December 2, read first. December 4, read second, judiciary.
362. Watlington. To fix rate of taxation in this State. December 2, read first. December 4, read second, ways and means.
363. John. To amend sections 2234, 2707, 2822 and 2150 of the Code. December 2, read first. December 4, read second, judiciary.
364. Same. To amend section 2247 of the Code. December 2, read first. December 4, read second, judiciary. February 19, passed.
365. Same. To give validity and effect to conveyance of crops. December 2, read first. December 4, read second, agriculture.
- 365½. Same. To punish druggists violating laws.

- December 2, read first. December 4, read second, judiciary.
366. Berry. To require common carriers to give security in certain cases.  
December 2, read first. December 4, read second, commerce and common carriers.
367. Crawford. To amend an act to prevent stock from running at large in Greene county.  
December 2, read first. December 4, read second, counties and county boundaries.
368. Hawkins, of Jefferson. To provide indexes for records of county court.  
December 2, read first. December 4, read second, judiciary.
369. Nesmith. To amend sub-division 1 of section 657 of the Code.  
December 2, read first. December 4, read second, judiciary.
370. Same. To create the office of township trustee in Lamar county.  
December 2, read first. December 4, read second, education. February 5, passed. February 23, passed Senate, signed and approved.
371. Simpson. To propose amendments to article 10 of constitution.  
December 2, read first. December 4, read second, judiciary.
372. Raisler. To fix compensation of solicitors.  
December 2, read first. December 4, read second, judiciary.
373. Sanford. To provide widows share in estates.  
December 2, read first. December 4, read second, judiciary.
374. Hamilton. To punish intoxication by persons having charge of trains.  
December 2, read first. December 4, read second, judiciary.
375. McMillan. To require courts of county commissioners to provide for working old federal road.  
December 2, read first. December 4, read second, public roads and highways. February 16, passed. February 19, passed Senate. February 20, signed and approved.
376. Fuller. To prohibit sale of liquor in Perryville.

- December 2, read first. December 4, read second, temperance. February 15, passed. February 17, passed Senate. February 19, signed and approved.
377. Griffin. To authorize Mrs. Hurley to sell certain lands in Pike county.  
December 2, read first. December 4, read second, local legislation. February 20, passed. February 23, passed Senate, signed and approved.
378. Same. To amend section 4681 of the Code.  
December 2, read first. December 4, read second, judiciary.
379. Broyles. To provide for establishing separate school district.  
December 2, read first. December 4, read second, education. December 9, passed. December 12, amended and passed Senate. February 9, Senate amendment concurred in. February 10, signed and approved.
380. Ferrell. To change the name of Hurtville.  
December 2, read first. December 4, read second, local legislation.
381. Aderholt. To amend section 3971 of the Code.  
December 2, read first. December 4, read second, local legislation.
382. Tingle. To prohibit sale of liquor in Walker county.  
December 2, read first. December 4, read second, temperance.
383. Grisham. To amend an act prohibiting sale of liquor in Washington county.  
December 2, read first. December 4, read second, temperance. February 15, passed. February 21, passed Senate. February 23, signed and approved.
384. Parifoy. To form a new county to be called Houston.  
December 2, read first. December 4, read second, counties and county boundaries.
385. Nesmith. To amend section 5002 of the Code.  
December 2, read first. December 4, read second, penitentiary and criminal administration. February 3, passed. February 21, passed Senate. February 23, signed and approved.
386. Hall. To regulate weight of cotton seed.  
December 2, read first. December 4, read second, commerce and common carriers. February 3, passed.

- February 14, passed Senate. February 15, signed. February 16, approved.
387. John. To vacate and annul city charter of Selma. December 2, read first. December 4, read second, judiciary. December 6, passed. December 11, passed Senate, signed and approved.
388. Drinklin. To fix time for holding courts in 2d circuit. December 4, read first. December 5, read second, special committee. January 25, passed. February 1, passed Senate. February 2, signed. February 3, approved.
389. Same. To amend section 750 of the Code. December 4, read first. December 5, read second, judiciary. January 24, passed. February 21, passed Senate. February 23, signed and approved.
390. To fix time of holding circuit courts in Calhoun county. December 4, read first. December 5, read second, special committee. December 6, passed. December 8, passed Senate. December 9, signed and approved.
391. Hammond. To require commissioners to furnish general index. December 4, read first. December 5, read second, judiciary.
392. Robinson. To prevent stock running at large in Chambers county. December 4, read first. December 5, read second, agriculture. February 14, passed. February 21, passed Senate. February 23, signed and approved.
393. Swan. To amend section 359 of the Code. December 4, read first. December 5, read second, judiciary.
394. Carmichael. To repeal an act to amend section 5049 of the Code. December 4, read first. December 5, read second, local legislation.
395. Same. To repeal an act to amend section 5063 of the Code. December 4, read first. December 5, read second, local legislation. February 16, passed.
396. Garrett. To provide for protection of bridges in Coffee county. December 4, read first. December 5, read second, local legislation. December 8, passed. December

- 11, passed Senate. December 12, signed and approved.
397. Underwood, of Colbert. To amend section 3 of an act to incorporate Cherokee.  
December 4, read first. December 5, read second, corporations. December 9, passed. January 29, passed Senate. January 30, signed. February 1, approved.
398. Dowling. To repeal sub-division 17, of section 494, of Code.  
December 4, read first. December 5, read second, ways and means.
399. Avent. To prevent running of logs in Burnt Corn Creek.  
December 4, read first. December 5, read second, public roads and highways.
400. Avery. To amend first section of act establishing Canebrake district.  
December 4, read first. December 5, read second, local legislation.
401. Hawkins, of Jefferson. To punish secret burying of infants.  
December 4, read first. December 5, read second, judiciary.
402. Samford. To prove for payment of costs in criminal cases.  
December 4, read first. December 5, read second, penitentiary and criminal administration.
403. Same. To regulate hiring and working convicts.  
December 4, read first. December 5, read second, penitentiary and criminal administration.
404. Cochran. To protect fish in the county of Madison.  
December 4, read first. December 5, read second, local legislation. February 12, passed. February 23, passed Senate, signed and approved.
405. Williams. To repeal article 2, chapter 6, part 1, title 2, of Code.  
December 4, read first. December 5, read second, education.
406. Walker. To prohibit sale of liquor in Dayton.  
December 4, read first. December 5, read second, special committee. December 6, passed. December 11, passed Senate. December 12, signed and approved.

407. Same. To amend section 4460 of the Code.  
December 4, read first. December 5, read second,  
judiciary.
408. Same. To amend section 239 of the Code.  
December 4, read first. December 5, read second,  
ways and means.
409. Langdon. To amend an act to vacate and annul  
charter of Mobile.  
December 4, read first. December 5, read second,  
Mobile delegation.
410. Hamilton. To amend sections 1994 and 1996, of the  
Code.  
December 4, read first. December 5, read second,  
education. February 1, passed.
411. Graham. To require clerk of city court to issue exe-  
cutions.  
December 4, read first. December 5, read second,  
judiciary.
412. Willett. To repeal sections 518, 519, 520 and 521 of  
the Code.  
December 4, read first. December 5, read second,  
judiciary.
413. Brown, of Talladega. To repeal section 4 of an act  
to regulate fine and forfeiture fund Talladega.  
December 4, read first. December 5, read second,  
local legislation. February 12, passed. February  
23, passed Senate, signed and approved.
414. Same. To fix rate of taxation.  
December 4, read first. December 5, read second,  
ways and means.
415. Vines. For an election in certain cases.  
December 4, read first. December 5, read second,  
temperance. February 9, passed. February 21,  
passed Senate. February 23, signed and approved.
416. Wood. To protect *bona fide* purchasers of cotton.  
December 4, read first. December 5, read second,  
judiciary. February 19, passed.
417. Hogue. To repeal liquor prohibition in Marion beat.  
December 4, read first. December 5, read second,  
temperance.
418. Moren. To amend section 2820 of the Code.  
December 5, read first. December 6, read second,  
judiciary.
419. Same. To repeal game law in Bibb.

- December 5, read first. December 6, read second, local legislation. February 12, passed.
420. Edwards. To pay doorkeepers for repairs.  
December 5, read first. December 6, read second, accounts and claims. December 9, passed. December 12, passed Senate, signed and approved.
421. Tbagard. To allow certain persons to practice medicine.  
December 5, read first. December 6, read second, local legislation.
422. Watlington. To relieve justices of the peace.  
December 5, read first. December 6, read second, judiciary.
423. John. To incorporate the city of Selma.  
December 5, read first. December 6, read second, judiciary. December 7, passed. February 7, passed Senate. February 15, signed. February 12, approved.
424. Same. For the relief of Wm. K. McConnell.  
December 5, read first. December 6, read second, judiciary. February 19, passed. February 23, passed Senate, signed and approved.
425. Whitt. For the enforcement of contracts in Dallas county.  
December 5, read first. December 6, read second, local legislation.
426. Berry. To prescribe what shall be a day's labor on railroads.  
December 5, read first. December 6, read second, commerce and common carriers.
427. Avent. To amend section 4049 of the Code.  
December 5, read first. December 6, read second, judiciary. February 20, passed.
428. Underwood, of Franklin. To limit amount of spirits.  
December 5, read first. December 6, read second, temperance. February 14, passed.
429. Crawford. To render void mortgages on growing crops.  
December 5, read first. December 6, read second, judiciary.
430. Harris. To prevent stock running at large in Hale county.  
December 5, read first. December 6, read second, local legislation. February 12, passed. February 23, passed Senate, signed and approved.

431. Glover. To prohibit the sale of pistols.  
December 5, read first. December 6, read second,  
judiciary.
432. Hunt. To repeal an act prohibiting attorneys becoming security.  
December 5, read first. December 6, read second,  
local legislation. February 12, passed.
433. Simpson. To provide compensation for constables feeding prisoners.  
December 5, read first. December 6, read second,  
judiciary.
434. Williams. To repeal article 1, chapter 6, part 1, title 2 of the Code.  
December 5, read first. December 6, read second,  
education.
435. Walker. To establish a separate school district in Marengo county.  
December 5, read first. December 6, read second,  
education. January 31, passed. February 12, passed  
Senate. February 13, signed and approved.
436. Orme. To prohibit sale of liquor in beat 9, Montgomery county.  
December 5, read first. December 6, read second,  
temperance.
437. Graham. To repeal act to make shrove Tuesday holiday.  
December 5, read first. December 6, read second,  
judiciary.
438. Same. To make thanksgivings day legal holiday.  
December 5, read first. December 6, read second,  
judiciary. February 19, passed.
439. Cowart. To provide for building line fence.  
December 5, read first. December 6, read second,  
agriculture.
440. Griffin. To provide for payment of commissioners of swamp and overflowed lands.  
December 5, read first. December 6, read second,  
appropriations.
441. Broyles. For appointment of superintendent of public roads in Russell county.  
December 5, read first. December 6, read second,  
public roads and highways. February 16, passed.  
February 23, passed Senate, signed and approved.



442. Hawkins, of Shelby. For the protection of fish in Shelby county.  
December 5, read first. December 6, read second, local legislation. February 12, passed. February 16, passed Senate. February 17, signed. February 19, approved.
443. Reynolds, of Henry. To regulate time of final settlement of tax collectors.  
December 5, read first. December 6, read second, ways and means.
444. Browne, of Talladega. To protect persons dealing with minors.  
December 5, read first. December 6, read second, judiciary. February 20, passed.
445. Wood. To amend section 54 of the Code.  
December 5, read first. December 6, read second, judiciary.
446. Sanford. To amend section 2899 of the Code.  
December 5, read first. December 6, read second, judiciary.
447. Same. To amend section 4763 of the Code.  
December 5, read first. December 6, read second, judiciary.
448. Foster. To repeal liquor prohibition in Macon county.  
December 5, read first. December 6, read second, temperance. December 12, passed. February 1, passed Senate. February 2, signed. February 13, approved.
449. Hawkins of Jefferson. To amend section 3, regulating compensation of sheriffs.  
December 5, read first. December 6, read second, judiciary. February 20, passed.
450. Browne, of Talladega. To regulate the fine and forfeiture fund in Talladega county.  
December 5, read first. December 6, read second, local legislation.
451. Edwards. To amend section 4773 of the Code.  
December 5, read first. December 6, read second, fees and salaries. February 19, passed. February 21, passed Senate. February 23, signed and approved.
452. Hammond. To regulate fine and forfeiture fund of Calhoun county.

- December 5, read first. December 6, read second, judiciary. February 20, passed.
453. Harris. To repeal liquor prohibition beat 9, Hale county.  
December 5, read first. December 6, read second, special committee. December 7, passed. December 11, passed Senate. December 12, signed and approved.
454. Dunklin. To amend section 1632 of the Code.  
December 6, read first. December 7, read second, public roads and highways. February 16, passed.
455. Same. To amend section 5027 of the Code.  
December 6, read first. December 7, read second, fees and salaries. February 17, passed.
456. Porter. To amend sub-division 8 of section 358 of the Code.  
December 6, read first. December 7, read second, ways and means.
457. Muldon. To make appropriations for ordinary expenses, &c.  
December 6, read first. December 7, read second, appropriations. December 8, passed. December 11, passed Senate. December 12, signed and approved.
458. Same. To amend section 4359 of the Code.  
December 6, read first. December 7, read second, judiciary. February 20, passed.
459. Same. Concerning charitable and other associations.  
December 6, read first. December 7, read second, corporations. February 8, passed. February 23, passed Senate, signed and approved.
460. Same. In relation to inspection of steam boilers.  
December 6, read first. December 7, read second, local legislation.
461. Same. To make Good Friday a legal holiday.  
December 6, read first. December 7, read second, judiciary.
462. Hamilton. To amend section 4446 of the Code.  
December 6, read first. December 7, read second, judiciary. February 19, passed.
463. Muldon. To make an appropriation for lights and fuel.  
December 6, read first. December 7, read second, appropriations. February 5, passed. February 23, passed Senate, signed and approved.

464. Hamilton. To amend section 4455 of the Code.  
December 6, read first. December 7, read second,  
judiciary.
465. Same. To amend section 4207 of the Code.  
December 6, read first. December 7, read second,  
judiciary.
466. Graham. To appropriate whiskey license in Mont-  
gomery and Dallas to school purposes.  
December 6, read first. December 7, read second,  
local legislation.
467. Same. For the relief of E. B. Randolph.  
December 6, read first. December 7, read second,  
accounts and claims.
468. Orme. For liquor prohibition in township 12, range  
18, Montgomery county.  
December 6, read first. December 7, read second,  
temperance.
469. Nevill. For the protection of the travelling public.  
December 6, read first. December 7, read second,  
commerce and common carriers.
470. Browne, of Talladega. To prohibit sale of liquor to  
drunkards.  
December 6, read first. December 7, read second,  
judiciary. February 20, passed.
471. Wood. For trial of misdemeanors before justices of  
the peace.  
December 6, read first. December 7, read second,  
judiciary.
472. Moragne. To establish a court of quarter sessions for  
Etowah county.  
December 6, read first. December 7, read second,  
judiciary.
473. Cowart. For relief of L. B. Traummell.  
December 6, read first. December 7, read second,  
local legislation.
474. Powell. For the relief of justices of the peace.  
December 7, read first. December 9, read second,  
judiciary.
475. Same. To repeal section 3 of an act for prohibition  
of liquor in Bullock county.  
December 7, read first. December 9, read second,  
special committee. January 27, passed. February  
20, passed and amended in Senate. February 21,  
concurred in. February 23, signed and approved.

476. Tatum. To provide for additional pay to sberiff of Baldwiu county.  
December 8, read first. December 9, read second, fees and salaries. February 17, passed. February 23, passed Senate, signed and approved.
477. Wood. For nine judicial circuits.  
December 8, read first. December 9, read second, special committee. February 15, passed.
478. Anderson. To relieve J. C. Anderson of non-age.  
December 9, read first. January 24, read second, local legislation.
479. Hamilton. Liquor prohibition at Whistler.  
December 9, read first. January 24, read second, temperance.
480. Brewer. To authorize auditor to re-state accounts of Rapier & Co.  
December 9, read first. January 24, read second, fees and salaries. February 17, passed. February 21, passed Senate, signed and approved.
481. Hogue. To authorize expenditure of certain money for normal school.  
December 9, read first. January 24, read second, education. February 1, passed. February 13, passed Senate. February 14, signed and approved.
482. Berry. To incorporate Selma Real Estate Loan Company.  
December 9, read first. January 24, read second, corporations. February 8, passed. February 17, passed Senate. February 19, signed and approved.
483. Wood. To regulate fine and forfeiture fund of Tuscaloosa county.  
December 9, read first. January 24, read second, special committee. January 26, passed. February 14, passed Senate. February 15, signed and approved.
484. Scarborough. To repeal jury law as to Lowndes county.  
December 9, read first. January 24, read second, judiciary.
485. Smith, of Dallas. To repeal section 3286, 3287 and 3288 of the Code, as to Dallas county.  
December 9, read first. January 24, read second, agriculture.

486. Brown, of Tuscaloosa. For liquor prohibition Chap-  
pell Hill church.  
December 9, read first. January 24, read second,  
temperance.
487. Watlington. To repeal section 417 of the Code.  
December 9, read first. January 24, read second,  
local legislation.
488. Hawkins, of Jefferson. To amend section 4702 of the  
Code.  
December 9, read first. January 24, read second,  
judiciary.
489. Walker. To amend section 3970 of the Code.  
December 9, read first. January 24, read second,  
judiciary.
490. Langdon. To prohibit sale of liquor within two miles  
of M. E. church, in Citrouville.  
December 9, read first. January 24, read second,  
temperance.
491. Russell. To establish normal school at Lowndesboro.  
December 9, read first. January 24, read second,  
education.
492. Grisham. To prevent sale of drifted timber.  
December 9, read first. January 24, read second,  
public roads and highways.
493. Same. To prevent altering of brands on cattle.  
December 9, read first. January 24, read second,  
local legislation.
494. May. For repeal of liquor prohibition in one mile of  
court house, in Marshall county.  
December 9, read first. January 24, read second,  
temperance.
495. Same. To prevent evasion of violation of prohibition  
laws.  
December 9, read first. January 24, read second,  
temperance. February 13, passed. February 17,  
passed Senate. February 19, signed and approved.
496. Same. To amend an act to amend sections 3462 and  
3464 of the Code.  
December 9, read first. January 24, read second,  
judiciary.
497. Baker. To make valid payment of taxes in Lee  
county.  
December 9, read first. January 24, read second,  
ways and means.

498. Same. To prohibit sale of liquor within six miles of Beulah academy.  
December 9, read first. January 24, read second, temperance.
499. Moren. To require butchers to keep record of marks, etc.  
December 9, read first. January 24, read second, judiciary. February 19, passed.
500. Hawkins, of Shelby. To prevent sale of liquors within three miles of Calera.  
December 9, read first. January 24, read second, temperance.
501. Same. To provide mode of contesting elections ordered by probate judges.  
December 9, read first. January 24, read second, judiciary. February 20, passed.
502. Joint committee on Agricultural Department. To establish a department of agriculture.  
December 11, read first. January 24, read second, agriculture. February 16, passed. February 23, passed Senate, signed and approved.
503. McIntyre. To provide for working the public roads in Montgomery county.  
December 11, read first. January 24, read second, public roads and highways. February 16, passed. February 23, passed Senate, signed and approved.
504. Hawkins, of Barbour. To provide for enclosing stock district.  
December 12, read first. January 24, read second, agriculture.
505. Sanford. Joint resolution relative to biring convicts one year. December 12, adopted.
506. Nesmith. To amend an act to amend section 4358 of the Code.  
December 12, read first. January 24, read second, judiciary.
507. McMillan. To regulate the practice of Pharmacy.  
December 12, read first. January 24, read second, judiciary.
508. Vines. To change the name of Youngville.  
December 12, read first. January 24, read second, local legislation.
509. Swan. To incorporate the Rome and Decatur railroad.

- December 12, read first. January 24, read second, corporations. February 9, passed.
510. Hamilton. For the relief of the Columbus Insurance and Banking Company.  
December 12, read first. January 24, read second, corporations.
511. Clark. To incorporate the trustees of the McGready Presbytery.  
December 12, read first. January 24, read second, corporations. February 8, passed.
512. Berry. To amend sections 2597, 2598, 2600, 2568, 2569, 2574, 2575 to 2614 of the Code.  
December 12, read first. January 24, read second, judiciary. February 14, passed.
513. Lang. To preserve order at Wilkie Springs camp grounds.  
January 24, read first. January 25, read second, temperance.
514. Shorter. To provide a Governor's Mansion.  
January 24, read first. January 25, read second, ways and means.
515. Same. For the relief of G. D. Williams.  
January 24, read first. January 25, read second, accounts and claims.
516. Same. To amend section 712 of the Code.  
January 24, read first. January 25, read second, judiciary. February 20, passed.
517. Same. To amend paragraph 14 of section 494 of the Code.  
January 24, read first. January 25, read second, judiciary.
518. Same. To amend section 2731 of the Code.  
January 24, read first. January 25, read second, judiciary.
519. Same. To authorize proceedings in equity in insolvency.  
January 24, read first. January 25, read second, judiciary.
520. Armstrong. To enforce more effectually the collection of taxes.  
January 24, read first. January 25, read second, judiciary.
521. Dunklin. To amend section 4683 of the Code.

- January 24, read first. January 25, read second, judiciary.
522. Same. To amend section 5051 of the Code.  
January 24, read first. January 25, read second, judiciary.
523. Same. To preserve order at Spring Hill Camp Ground.  
January 24, read first. January 25, read second, local legislation.
524. Same. To fix the fees of justices in Butler county.  
January 24, read first. January 25, read second, fees and salaries. February 19, passed. February 23, passed Senate, signed and approved.
525. Same. For the relief of Ancie Lee.  
January 24, read first. January 25, read second, local legislation.
526. Same. For the relief of J. M. Henderson.  
January 24, read first. January 25, read second, local legislation.
527. Edwards. To regulate granting letters testamentary.  
January 24, read first. January 25, read second, judiciary.
528. Same. To amend section 2674 of the Code.  
January 24, read first. January 25, read second, judiciary.
529. Burnett. To amend section 4683 of the Code.  
January 24, read first. January 25, read second, penitentiary and criminal administration.
530. Dowling. To amend section 3279 of the Code.  
January 24, read first. January 25, read second, judiciary.
531. Same. To provide for the more equal disbursing of school funds of Dale county.  
January 24, read first. January 25, read second, education.
532. Same. For the relief of R. A. Ramsey.  
January 24, read first. January 25, read second, fees and salaries.
533. John. For the relief of W. S. Johnston.  
January 24, read first. January 25, read second, local legislation.
534. Same. To exempt grand and petit jurors drawn for January term of Selma City Court, from act, approved December 12, 1882.  
January 24, read first. January 25, read second,



- judiciary. February 13, passed. February 21, passed Senate. February 23, signed and approved.
535. Same. To amend an act to regulate the drawing and impanelling of juries in Dallas county. January 24, read first. January 25, read second, judiciary. February 13, passed. February 16, passed Senate. February 17, signed. February 19, approved.
536. Clayton. To incorporate the White Sulphur Springs College. January 24, read first. January 25, read second, corporations. February 8, passed. February 23, passed Senate, signed and approved.
537. Sanford. To amend sub-divisions 4, 5, 6, 7, 8 and 9, of an act to fix time for courts in 6th circuit. January 24, read first. January 25, read second, special committee. January 27, passed. February 5, passed Senate. February 6, signed. February 7, approved.
538. Same. For the prevention of cruelty to animals. January 24, read first. January 25, read second, judiciary.
539. Anderson. For the relief of M. V. Anderson. January 24, read first. January 25, read second, local legislation. February 12, passed. February 21, passed Senate. February 23, signed and approved.
540. Hawkins, of Jefferson. To confer police powers upon conductors. January 24, read first. January 25, read second, judiciary. February 20, passed. February 23, passed Senate, signed and approved.
541. McAdory. To authorize Birmingham Rolling Mill Company to hold meetings at Louisville, Kentucky. January 24, read first. January 25, read second, corporations.
542. Hawkins, of Jefferson. Prescribing witness' fees in county court. January 24, read first. January 25, read second, judiciary.
543. Same. To define powers of notary publics who are justices of the peace. January 24, read first. January 25, read second, judiciary.

544. Clark. To amend section 32, of title 3, chapter 1, article 1, of the Code.  
January 24, read first. January 25, read second, judiciary.
545. Foster. To amend section 4853 of the Code.  
January 24, read first. January 26, read second, judiciary.
546. Same. To regulate the trial of misdemeanors in Macon county.  
January 24, read first. January 25, read second, judiciary. February 13, passed. February 23, passed Senate, signed and approved.
547. Same. To authorize commissioners court to establish stock districts.  
January 24, read first. January 25, read second, local legislation. February 10, passed. February 23, passed Senate, signed and approved.
548. Shackelford. To prohibit the sale of toy pistols.  
January 24, read first. January 25, read second, judiciary.
549. McIntyre. To amend section 4250 of the Code.  
January 24, read first. January 25, read second, public roads and highways.
550. Hall. To punish the commission of certain frauds.  
January 24, read first. January 25, read second, judiciary.
551. Hogue. To amend an act to establish a new charter for Marion.  
January 24, read first. January 25, read second, special committee. January 29, passed. February 14, passed Senate. February 15, signed. February 16, approved.
552. Browne, of Talladega. To extend the corporate limits of Talladega.  
January 24, read first. January 25, read second, corporations. February 8, passed. February 23, passed Senate, signed and approved.
553. Same. To amend section 21 of an act to establish new charter for Talladega.  
January 24, read first. January 25, read second, corporations. February 8, passed. February 23, passed Senate, signed and approved.
554. Same. To authorize council of Talladega to license hawkers.

- January 24, read first. January 25, read second, local legislation. February 12, passed. February 23, passed Senate, signed and approved.
555. Jones. To secure payment of money collected by tax collectors of Tallapoosa county.  
January 24, read first. January 25, read second, special committee.
556. Vines. To repeal section 403 of the Code.  
January 24, read first. January 25, read second, special committee.
557. Brown, of Tuscaloosa. To levy taxes for the use of the State.  
January 24, read first. January 25, read second, ways and means. February 12, passed. February 21, passed Senate. February 23, signed and approved.
558. Same. To provide for the assessment and collection of taxes.  
January 24, read first. January 25, read second, ways and means. February 13, passed. February 21, passed Senate. February 23, signed and approved.
559. Beck, of Covington. To fix pay of managers of election in Covington county.  
January 24, read first. January 25, read second, local legislation.
560. Moragne. To establish a separate school district.  
January 24, read first. January 25, read second, education. February 14, passed.
561. Burnett. To authorize commissioners court to issue bonds.  
January 24, read first. January 25, read second, local legislation. February 2, passed. February 17, passed Senate. February 19, signed and approved.
562. Shorter. To exempt W. F. Solomon from peddler's license.  
January 25, read first. January 26, read second, local legislation.
563. Wharton. To repeal an act to amend section 1633 of the Code.  
January 25, read first. January 26, read second, local legislation. February 15, passed.
564. Hammond. To require commissioners court to enquire into sheriff's claim.

- January 25, read first. January 26, read second, local legislation.
565. Edwards. For disposal of Smith's Condensed Reports. January 25, read first. January 26, read second, judiciary.
566. McCall. To refund to J. A. Henderson certain moneys. January 25, read first. January 26, read second, local legislation.
567. Grant. To re-transfer to circuit court cases from county court. January 25, read first. January 26, read second judiciary. February 20, passed. February 23, passed Senate, signed and approved.
568. Same. To repeal an act to amend section 5025 of the Code. January 25, read first. January 26, read second, local legislation.
569. Dowling. To make it unlawful for notaries public to sit when employees are parties. January 25, read first. January 26, read second, judiciary. February 15, passed.
570. John. To revive and renew the charter of the Cahaba River Bridge Company. January 25, read first. January 26, read second, mining and manufacturing. February 15, passed.
571. Same. To amend section 392 of the Code. January 25, read first. January 26, read second, judiciary.
572. Clayton. To repeal an act prohibiting sale of liquor in DeKalb. January 25, read first. January 26, read second, temperance.
573. Goree. For liquor prohibition at Deatsville. January 25, read first. January 26, read second, temperance.
574. Sanford. To amend section 3801 of the Code. January 25, read first. January 26, read second, judiciary.
575. Adkison. To allow no compensation to managers and clerks of election in Geneva county. January 25, read first. January 26, read second, local legislation.
576. Hunt. To repeal sections 518, 519, 520, and 521 of the Code.

- January 25, read first. January 26, read second, judiciary.
577. Hawkins, of Jefferson. Alternate sections of public lands for construction of railroads.  
January 25, read first. January 26, read second, federal relations. January 30, passed. February 20, passed Senate. February 21, signed and approved.
578. Same. To amend an act to establish a new charter for Birmingham.  
January 25, read first. January 26, read second, corporations. February 12, passed. February 15, passed Senate. February 16, signed. February 17, approved.
579. Same. To define jurisdiction of justices and notaries public.  
January 25, read first. January 26, read second, special committee. January 30, passed. February 12, passed Senate. February 13, signed and approved.
580. Nesmith. To prevent the keeping of places where liquors are sold.  
January 25, read first. January 26, read second, temperance.
581. Kendrick. To prohibit sale of liquor near institutions of learning.  
January 25, read first. January 26, read second, temperance.
582. Branch. To establish an educational institution for colored deaf, dumb and blind.  
January 25, read first. January 26, read second, education.
583. Same. To make licenses transferable.  
January 25, read first. January 26, read second, judiciary.
584. Same. To prevent fence breaking animals from running at large.  
January 25, read first. January 26, read second, agriculture. February 13, passed.
585. Baker. To incorporate the town of Brownville.  
January 25, read first. January 26, read second, corporations. February 16, passed. February 21, passed Senate. February 23, signed and approved.

586. Foster. To incorporate the Alabama Chemical and Mining Company.  
January 25, read first. January 26, read second, corporations. February 9, passed. February 23, passed Senate, signed and approved.
587. Cochran. To amend section 499 of the Code.  
January 25, read first. January 26, read second, special committee.
588. Same. To increase the powers of authorities of Huntsville.  
January 25, read first. January 26, read second, special committee. January 27, passed. January 30, passed Senate. January 31, signed. February 1, approved.
589. Walker. To amend sections 8 and 9 of an act to secure humane treatment of prisoners.  
January 25, read first. January 26, read second, penitentiary and criminal administration.
590. Muldon. To appropriate seven thousand dollars for Medical College at Mobile.  
January 25, read first. January 26, read second. February 5, passed. February 17, passed Senate. February 19, signed and approved.
591. Same to prevent the storage of guano at certain places.  
January 25, read first. January 26, read second, local legislation.
592. Same. To amend section 4358 of the Code.  
January 25, read first. January 26, read second, judiciary.
593. Same. To amend section 4425 of the Code.  
January 25, read first. January 26, read second, judiciary.
594. Same. In relation to advances of money on warehouse receipts.  
January 25, read first. January 26, read second, corporations.
595. Same. To prohibit the sale of toy pistols to minors.  
January 25, read first. January 26, read second, judiciary.
596. Hamilton. To regulate the mode of drawing juries in Mobile.  
January 25, read first. January 26, read second, judiciary. February 13, passed. February 16, passed Senate. February 20, signed and approved.

597. Same. To amend section 2 of an act providing for compensation of jurors in Mobile.  
January 25, read first. January 26, read second, special committee. January 29, passed.
598. Same. To amend section 2 of act establishing Inferior Court for Mobile.  
January 25, read first. January 26, read second, special committee. January 29, passed.
599. Same. To regulate collection of debts secured by pledge of personal property, &c.  
January 25, read first. January 26, read second, judiciary. February 19, passed. February 23, passed Senate, signed and approved.
600. Same. To assist the University of Alabama.  
January 25, read first. January 26, read second, education.
601. Langdon. To provide for quarantining Jersey cattle.  
January 25, read first. January 26, read second, agriculture.
602. Brewer. To amend section 3219 of the Code.  
January 25, read first. January 26, read second, judiciary.
603. McMillan. For the relief of H. T. Fountain.  
January 25, read first. January 26, read second, local legislation.
604. Shackelford. To amend sub-division 234 and 235 of section 494 of the Code.  
January 25, read first. January 26, read second, temperance.
605. Orme. To preserve order at Chapel Hill Camp Ground.  
January 25, read first. January 26, read second, local legislation.
606. Hogue. To prohibit the sale of liquor at Scott's Station, in Perry county.  
January 25, read first. January 26, read second, temperance.
607. Same. To amend section 3659 of the Code.  
January 25, read first. January 26, read second, judiciary.
608. Same. To amend section 500 of the Code.  
January 25, read first. January 26, read second, judiciary.

609. Same. To increase the jurisdiction of justices of the peace.  
January 25, read first. January 26, read second, judiciary.
610. Griffin. To amend section 4411 of the Code.  
January 25, read first. January 26, read second, judiciary.
611. Browne, of Talladega. To amend section 2252 of the Code.  
January 25, read first. January 26, read second, judiciary. February 19, passed.
612. Brown, of Tuscaloosa. To repeal sections 227, 228 and 229 of the Code.  
January 25, read first. January 26, read second, privileges and elections. January 30, passed.
613. Wood. To fix the fees of the circuit clerk of Tuscaloosa county.  
January 25, read first. January 26, read second, fees and salaries. February 17, passed. February 21, passed Senate. February 23, signed and approved.
- 613½. Joint memorial relating to Gulf and Chicago Railroad.  
January 25, referred to federal relations. February 14, passed. February 14, passed Senate. February 17, signed. February 19, approved.
614. Dunklin. To empower guardians of John Bolling to sell property.  
January 25, read first. January 26, read second, local legislation.
615. Kimbrough. To amend section 1562 of the Code.  
January 25, read first. January 26, read second, agriculture.
616. Garrett. For liquor prohibition at Victoria Baptist church.  
January 25, read first. January 26, read second, temperance.
617. Hunt. To repeal prohibition at Woodville, Jackson county.  
January 25, read first. January 26, read second, temperance.
618. Wharton. For the relief of J. D. Jones.  
January 26, read first. January 27, read second, accounts and claims. February 15, passed.



- 618½. Same. To provide for the compensation of sberiffs.  
January 26, read first. January 27, read second,  
local legislation.
619. Same. To prevent sale of liquor at Harvey chureh.  
January 26, read first. January 27, read secoud,  
temperance.
620. Same. To amend an act to amend section 5025 of  
the Code.  
January 26, read first. January 27, read second,  
local legislation. February 14, passed. February  
23, passed Senate, signed and approved.
621. Armstrong. To amend the charter of Union Springs.  
January 26, read first. January 27, read second,  
special committee. January 29, passed. February  
5, passed Senate. February 8, signed and approved.
622. Powell. To amend an act for protection of lands, &c.  
January 26, read first. January 27, read second,  
special committee. January 30, passed. February  
12, passed Senate. February 13, signed and ap-  
proved.
623. Hammond. To increase the pay of the circuit clerk  
of Calhoun.  
January 26, read first. January 27, read second,  
fees and salaries. February 17, passed. February  
23, passed Senate, signed and approved.
624. Swan. To constnct stock-pits on Railroads.  
January 26, read first. January 27, read second,  
judiciary.
625. Edwards. To provide the manner of claiming ex-  
emptions.  
January 26, read first. January 27, read second,  
judiciary.
626. Grant. To pay costs in civil snits instituted by the  
State.  
January 26, read first. January 27, read second,  
appropriations. February 6, passed.
627. Thagard. To establish a board of botanio physicians.  
January 26, read first. January 27, read second,  
local legislation.
628. Smith, of Dallas. To revise and extend charter of  
Selma City Bank.  
January 26, read first. January 27, read second,  
judieiary.
629. John. To amend section 4137 of the Code.

- January 26, read first. January 27, read second, judiciary.
630. Same. To amend section 4153 of the Code.  
January 26, read first. January 27, read second, judiciary. February 20, passed.
631. Berry. To authorize warden to lease State farm.  
January 26, read first. January 27, read second, penitentiary and criminal administration.
632. Same. To prescribe mode of paying judge of Selma city court.  
January 26, read first. January 27, read second, judiciary.
633. Same. For the relief of Wm. J. Rountree.  
January 26, read first. January 27, read second, fees and salaries.
634. Same. To prevent fishing in Dallas county.  
January 26, read first. January 27, read second, local legislation. February 12, passed.
635. Underwood, of Franklin. For liquor prohibition in Pleasant Site beat.  
January 26, read first. January 27, read second, temperance.
636. Avery. To amend an act for the preservation of game.  
January 26, read first. January 27, read second, local legislation.
637. Nesmith. For liquor prohibition near Ebenezer church.  
January 26, read first. January 27, read second, temperance.
638. Simpson. To amend section 3711 of the Code.  
January 26, read first. January 27, read second, judiciary. February 20, passed.
639. Same. To regulate place of holding chancery court, western division.  
January 26, read first. January 27, read second, local legislation.
640. Bibb. To secure medical aid and payment therefor.  
January 26, read first. January 27, read second, agriculture.
641. Same. To protect fish in Lauderdale and Colbert counties.  
January 26, read first. January 27, read second, judiciary.

642. Kimbrough. To repeal liquor prohibition at McKinley.  
January 26, read first. January 27, read second, temperance. February 15, passed. February 17, passed Senate. February 19, signed and approved.
643. Young, of Marion. To authorize Ford to sell liquor without license.  
January 26, read first. January 27, read second, temperance.
644. Hamilton. To amend section 3893 of the Code.  
January 26, read first. January 27, read second, judiciary. February 20, passed.
645. Same. To amend section 3219 of the Code.  
January 26, read first. January 27, read second, judiciary. February 20, passed.
646. Same. To amend sections 1329 and 1330 of the Code.  
January 26, read first. January 27, read second, judiciary.
647. Same. To repeal sections 518, 519, 520 and 521, of the Code.  
January 26, read first. January 27, read second, judiciary.
648. Same. To authorize certain police officers to issue warrants of arrest.  
January 26, read first. January 27, read second, corporations.
649. Muldon. To authorize board of revenue to increase compensation of treasurer of Mobile county.  
January 26, read first. January 27, read second, special committee. January 29, passed. February 5, passed Senate. February 6, signed. February 7, approved.
650. Same. To amend an act for the organization of the Volunteer forces of Alabama.  
January 26, read first. January 27, read second, military.
651. Orme. To amend sub-division 4, of section 31, article 3, of chapter 2, of an act regulating a system of public instruction.  
January 26, read first. January 27, read second, education. February 2, passed.
652. Fuller. To repeal laws prohibiting sale of liquor at Radfordville.

- January 26, read first. January 27, read second, temperance.
653. Browne, of Talladega. To require bulletin boards at stations.  
January 26, read first. January 27, read second, commerce and common carriers.
654. Brown, of Tuscaloosa. For appropriation to special committee.  
January 26, read first. January 27, read second, appropriations. February 5, passed. February 16, passed Senate. February 17, signed. February 19, approved.
655. Goree. To repeal an act to prohibit sale of liquor at Central Institute.  
January 26, read first. January 27, read second, temperance.
656. Hawkins, of Jefferson. To incorporate an iron and steel company.  
January 26, read first. January 27, read second, mining and manufacturing. February 15, passed.
657. McAdory. To prevent deposit of dead animals in streams.  
January 26, read first. January 27, read second, commerce and common carriers.
658. Same. To amend section 4373 of the Code.  
January 26, read first. January 27, read second, commerce and common carriers. February 3, passed.
659. Same. To amend section 4352 of the Code.  
January 26, read first. January 27, read second, commerce and common carriers.
660. Same. To declare the effect of going security on official bonds.  
January 26, read first. January 27, read second, judiciary. February 19, passed. February 23, passed Senate, signed and approved.
661. Sanford. To provide for settlement of railroad bond indebtedness.  
January 27, read first. January 29, read second, special committee. February 3, passed. February 10, passed Senate. February 12, signed. February 15, approved.
662. ———. To regulate publication of legal notices in Chilton.

- January 26, read first. January 27, read second, local legislation. February 3, passed.
663. Vines. To amend section 1 of an act to amend section 4109.  
January 27, read first. January 29, read second, penitentiary and criminal administration.
664. Tatum. To fix the salary of the Governor of Alabama.  
January 27, read first. January 29, read second, fees and salaries.
665. Powell. To amend sections 3, 4 and 6 of an act regulating fine and forfeiture fund of certain counties.  
January 27, read first. January 27, read second, fees and salaries. February 19, passed. February 23, passed Senate, signed and approved.
666. Dunklin. To relieve J. B. Simpson.  
January 27, read first. January 29, read second, local legislation. February 13, passed. February 21, passed Senate. February 23, signed and approved.
667. Same. To repeal liquor prohibition in Garland.  
January 27, read first. January 29, read second, temperance. February 15, passed.
668. Shealy. To empower judge to appoint prosecuting attorney.  
January 27, read first. January 29, read second, judiciary.
669. Swan. To punish county officers for habitual intoxication.  
January 27, read first. January 29, read second, temperance.
670. Edwards. To allow married women to sue in their own name.  
January 27, read first. January 29, read second, judiciary.
671. Underwood, of Colbert. To authorize the sale of certain land.  
January 27, read first. January 29, read second, education.  
February 1, passed. February 13, passed Senate. February 14, signed and approved.
672. John. For additional allowance to Treasurer of Dallas county.  
January 27, read first. January 29, read second, fees and salaries.

673. Sanford. To prevent the sale of diseased animals.  
January 27, read first. January 29, read second,  
judiciary.
674. Hawkins, of Jefferson. To amend section 6 of act  
for borrowing money by city of Birmingham.  
January 27, read first. January 29, read second,  
judiciary.
675. Same. To provide for trial of misdemeanors, where  
judge is incompetent, in county court.  
January 27, read first. January 29, read second,  
judiciary.
676. Same. To refund to J. F. McClellan certain money.  
January 27, read first. January 29, read second,  
accounts and claims.
677. Same. To refund license money paid by peddlers.  
January 27, read first. January 29, read second,  
accounts and claims.
678. Same. To amend section 519 of the Code.  
January 27, read first. January 29, read second,  
judiciary.
679. McAdory. To constitute beat 29 in Jefferson county,  
a separate school district.  
January 27, read first. January 29, read second,  
education.
680. Nesmith. To prevent the issue and exchange of  
bills, &c.  
January 27, read first. January 29, read second,  
judiciary.
681. Simpson. To provide for the safe deposit of the  
State funds.  
January 27, read first. January 29, read second,  
judiciary.
682. Same. To amend section 3496 of the Code.  
January 27, read first. January 29, read second,  
judiciary.
683. Kendrick. To amend sub-division K of section 5030  
of the Code.  
January 27, read first. January 29, read second,  
fees and salaries. February 19, passed. February  
23, passed Senate, signed and approved.
684. Hall. To prohibit owner of stock from allowing same  
to run at large.  
January 27, read first. January 29, read second,

- special committee. February 20, passed. February 23, passed Senate, signed and approved.
685. Hamilton. To extend time of organization of Tuscaloosa Iron Company.  
January 27, read first. January 29, read second, corporations.
686. Muldon. For the relief of Edwin P. Herpin.  
January 27, read first. January 29, read second, appropriations. February 5, passed. February 12, passed Senate. February 13, signed and approved.
687. Same. For prohibition at Beaver's Meadow.  
January 27, read first. January 29, read second, temperance.
688. Hogue. To amend section 2364 of the Code.  
January 27, read first. January 29, read second, judiciary.
689. Willett. To amend section 1630 of the Code.  
January 27, read first. January 29, read second, public roads and highways.
690. Hawkins, of Shelby. To refund to R. H. Little money for license.  
January 27, read first. January 29, read second, appropriations. February 15, passed. February 21, passed Senate. February 23, signed and approved.
691. Same. To make Newton Eddins a citizen of Shelby county.  
January 27, read first. January 29, read second, local legislation. February 15, passed.
692. Aderholt. To regulate the sale of liquor in St. Clair county.  
January 27, read first. January 29, read second, temperance.
693. Wood. To amend an act to revise and complete Geological Survey.  
January 27, read first. January 29, read second, mining and manufacturing.
694. John. To aid and encourage education.  
January 27, read first. January 29, read second, education.
695. Beck, of Covington. To repeal prohibition in Fairfield beat.  
January 27, read first. January 29, read second, temperance.
696. Raisler. To regulate license of municipal corporations

- January 27, read first. January 29, read second, ways and means.
697. Smith, of Dallas. To regulate fine and forfeiture fund in certain counties.  
January 29, read first. January 30, read second, fees and salaries.
698. Shorter. To amend stock law for Barbour county.  
January 29, read first. January 30, read second, local legislation. February 12, passed.
699. McCall. For liquor prohibition in Choctaw county.  
January 29, read first. January 30, read second, temperance. February 15, passed. February 17, passed Senate. February 19, signed and approved.
700. Dowling. To amend section 5047 of the Code.  
January 29, read first. January 30, read second, fees and salaries.
701. John. To amend act to incorporate Southern University.  
January 29, read first. January 30, read second, education. February 1, passed. February 15, passed Senate. February 16, signed. February 17, approved.
702. Same. To repeal stock law as to Dallas county.  
January 29, read first. January 30, read second, county and county boundaries. February 5, passed.
703. Same. To amend section 4849 of the Code.  
January 29, read first. January 30, read second, judiciary. February 20, passed.
704. Goree. To amend game law so as to include Elmore.  
January 29, read first. January 30, read second, local legislation.
705. Sanford. To amend sections 3605 and 3700 of the Code.  
January 29, read first. January 30, read second, judiciary.
706. Sanford. To amend section 3606 of the Code.  
January 29, read first. January 30, read second, judiciary.
707. Hawkins, of Jefferson. For the relief of O. M. Smith.  
January 29, read first. January 30, read second, appropriations. February 6, passed. February 17, passed Senate. February 19, signed and approved.
708. Simpson. To repeal an act incorporating Waterloo.  
January 29, read first. January 30, read second,



- corporations. February 9, passed. February 14, passed Senate. February 15, signed. February 16, approved.
709. Same. To protect defendants in certain cases.  
January 29, read first. January 30, read second, judiciary.
710. Scarborough. To amend section 1476 of the Code.  
January 29, read first. January 30, read second, judiciary.
711. Cochran. To alter and amend the charter of Huntsville.  
January 29, read first. January 30, read second, local legislation. February 14, passed. February 20, passed Senate. February 21, signed. February 23, approved.
712. Kimbrough. To amend an act to repair and close gates.  
January 29, read first. January 30, read second, public roads and highways. February 17, passed.
713. Walker. To repeal an act to amend section 50&0 of the Code. January 29, read first. January 30, read second, judiciary. February 20, passed.
714. May. To regulate collection of taxes in Marshall county.  
January 29, read first. January 30, read second, ways and means. February 15, passed. February 23, passed Senate, signed and approved.
715. Hamilton. To authorize married women to become sole traders.  
January 29, read first. January 30, read second, judiciary.
716. Same. To define the separate estates of married women.  
January 29, read first. January 30, read second, judiciary.
717. Muldon. To incorporate the Bieuville Water Supply Company.  
January 29, read first. January 30, read second, corporations. February 9, passed. February 15, passed Senate. February 17, signed. February 19, approved.
718. Same. To amend sections 4346, 4347, 4348 and 4349 of the Code.

- January 29, read first. January 30, read second, judiciary. February 19, passed.
719. Shackelford. To authorize sureties of S. M. Smith to collect taxes.  
January 29, read first. January 30, read second, local legislation. February 14, passed. February 23, passed Senate, signed and approved.
720. Same. To amend section 1 of act prohibiting sale of liquor in Wiseville.  
January 29, read first. January 30, read second, temperance.
721. McIntyre. To amend stock law of Montgomery county.  
January 29, read first. January 30, read second, special committee.
722. Graham. To define duties of sheriff in detinue cases.  
January 29, read first. January 30, read second, judiciary.
723. Same. To consolidate city and circuit clerks.  
January 29, read first. January 30, read second, judiciary.
724. Same. To compensate sheriff for feeding prisoners after sentence.  
January 29, read first. January 30, read second, fees and salaries. February 19, passed.
725. Same. To compensate sheriffs for feeding prisoners arrested for contempt.  
January 29, read first. January 30, read second, fees and salaries. February 19, passed.
726. Same. To compensate sheriffs for issuing writs in detinue.  
January 29, read first. January 30, read second, judiciary.
727. Same. To compensate sheriffs for keeping United States prisoners.  
January 29, read first. January 30, read second, judiciary.
728. Same. To provide payment for keeping property under detinue.  
January 29, read first. January 30, read second, judiciary.
729. Same. To amend charter of Montgomery Race Course Association.  
January 29, read first. January 30, read second, corporations.

730. Hogue. To increase the jurisdiction of the commissioners court in Perry.  
January 29, read first. January 30, read second, county and county boundaries.
731. Willett. To repeal sale of liquor in Providence beat.  
January 29, read first. January 30, read second, temperance.
732. Griffin. To prevent fire shooting in Pike county.  
January 29, read first. January 30, read second, local legislation.
733. Hawkins, of Shelby. To prohibit sale of liquors in portions of Shelby.  
January 29, read first. January 30, read second, temperance.
734. Aderholt. To fix time for holding court in St. Clair.  
January 29, read first. January 30, read second, local legislation. February 12, passed. February 21, passed Senate. February 23, signed and approved.
735. Same. For game law in St. Clair.  
January 29, read first. January 30, read second, local legislation.
736. Same. For the relief of Ira J. Spaniel.  
January 29, read first. January 30, read second, local legislation.
737. Grisham. For the relief of J. M. Pelham.  
January 29, read first. January 30, read second, accounts and claims.
738. Tingle. For the relief of James Hilton.  
January 29, read first. January 30, read second, local legislation.
739. Edwards. To punish blackmailing.  
January 29, read first. January 30, read second, judiciary.
740. Powell. To amend section 5047 of the Code.  
January 29, read first. January 30, read second, fees and salaries.
741. Same. To amend section 4443 of the Code.  
January 29, read first. January 30, read second, fees and salaries.
742. Shealy. To amend section 1 of an act to establish new charter for LaFayette.  
January 29, read first. January 30, read second, corporations.

743. Simpson. To revise an act approved February 12, 1881.  
January 29, read first. January 30, read second, judiciary. February 10, passed. February 19, passed Senate. February 20, signed and approved.
744. Underwood, of Franklin. To regulate the publication of legal notices in Franklin.  
January 29, read first. January 30, read second, local legislation.
745. Hamilton. To authorize the Governor to suspend sheriffs and tax collectors.  
January 29, read first. January 30, read second, judiciary. February 5, passed.
746. Hamilton. To amend sub-division 3 of section 109 of the Code.  
January 30, read first. January 31, read second, judiciary. February 19, passed.
747. Graham. To amend section 37 of act organizing militia.  
January 30, read first. January 31, read second, military. February 16, passed. February 21, passed Senate. February 23, signed and approved.
748. Griffin. To regulate and establish rules of evidence.  
January 30, read first. January 31, read second, judiciary.
749. Moren. To regulate trial of misdemeanors in Bibb county.  
January 30, read first. January 31, read second, judiciary. February 20, passed.
750. Same. To provide for speedy trial of misdemeanors.  
January 30, read first. January 31, read second, judiciary. February 20, passed.
751. Same. To provide for county solicitor in Bibb.  
January 30, read first. January 31, read second, judiciary.
752. Same. To regulate fees of solicitors in county courts.  
January 30, read first. January 31, read second, judiciary. February 20, passed. February 23, passed Senate, signed and approved.
753. Same. For regulating the buying and selling futures.  
January 30, read first. January 31, read second, judiciary.
754. Thagard. For the relief of George W. Williams.

- January 30, read first. January 31, read second, local legislation.
755. Avery. For the relief of maimed soldiers.  
January 30, read first. January 31, read second, military. February 17, passed. February 23, passed Senate, signed and approved.
756. Hall. To amend act to secure competent juries.  
January 30, read first. January 31, read second, local legislation. February 13, passed.
757. Berry. To amend section 598 of the Code.  
January 30, read first. January 31, read second, judiciary.
758. Smith, of Autauga. To change line between Autauga and Elmore.  
January 31, read first. February 1, read second, county and county boundaries.
759. Wharton. To amend section 794 of the Code.  
January 31, read first. February 1, read second, accounts and claims. February 17, passed.
760. Same. To prohibit the sale of liquor in Shiloh Beat.  
January 31, read first. February 1, read second, temperance.
761. Grant. To establish a State Normal School.  
January 31, read first. February 1, read second, education.
762. Carmichael. To amend sub-division 4 and 5 of section 3253 of the Code.  
January 31, read first. February 1, read second, judiciary.
763. Alexander. To provide for the location of county line.  
January 31, read first. February 1, read second, county and county boundaries. February 5, passed. February 9, passed Senate. February 10, signed and approved.
764. Same. To consolidate fractional townships in Cleburne.  
January 31, read first. February 1, read second, education.
765. Same. To prevent the accumulation of rafts.  
January 31, read first. February 1, read second, local legislation.
766. Same. To confer additional jurisdiction on county court.

- January 31, read first. February 1, read second, judiciary.
767. Clayton. To limit and define extent of judgment.  
January 31, read first. February 1, read second, corporations.
768. Moragne. For the relief of the coroners of the State.  
January 31, read first. February 1, read second, judiciary.
769. Same. For the relief of tax collectors.  
January 31, read first. February 1, read second, judiciary.
770. Watlington. To change the place of holding chancery court in the western division.  
January 31, read first. February 1, read second, local legislation.
771. Hawkins, of Jefferson. To amend section 284 of the Code.  
January 31, read first. February 1, read second, privileges and elections.
772. Kendrick. To form a separate school district in Landerdale county.  
January 31, read first. February 1, read second, education. February 15, passed. February 21, passed Senate. February 23, signed and approved.
773. Sanford. For liquor prohibition in Lee.  
January 31, read first. February 1, read second, temperance. February 14, passed. February 20, passed Senate. February 21, signed. February 23, approved.
774. Cochran. To amend act establishing charter for Huntsville.  
January 31, read first. February 1, read second, corporations.
775. Kimbrough. For liquor prohibition near Octogen church.  
January 31, read first. February 1, read second, temperance.
776. Grabam. To allow persons convicted to waive suspension of sentence.  
January 31, read first. February 1, read second, judiciary.
777. Same. To authorize Governor to relieve owners of bonds.

- January 31, read first. February 1, read second, ways and means.
778. Griffin. To regulate and fix the fees of sheriffs.  
January 31, read first. February 1, read second, fees and salaries.
779. Hawkins, of Shelby. To prohibit sale of liquor in beat 4.  
January 31, read first. February 1, read second, temperance. February 17, passed. February 21, amended and passed Senate. Conference committee. February 23, report adopted, signed and approved.
780. Aderholt. To define line between Blount and St. Clair.  
January 31, read first. February 1, read second, county and county boundaries.
781. Same. To regulate the trial of misdemeanors in St. Clair.  
January 31, read first. February 1, read second, local legislation.
782. Beck, of Wilcox. To keep bars open at steamboat landings.  
January 31, read first. February 1, read second, temperance.
783. Foster. To amend the charter of Tuskegee.  
January 31, read first. February 1, read second, corporations. February 8, passed. February 13, passed Senate, signed and approved.
784. Walker. To authorize a levy of special tax in Marengo.  
January 31, read first. February 1, read second, county and county boundaries. February 5, passed. February 14, passed Senate. February 15, signed. February 16, approved.
785. McAdory. To amend section 3627 of the Code.  
January 31, read first. February 1, read second, judiciary.
786. Beck, of Covington. To fix the term of service of jurors.  
January 31, read first. February 1, read second, local legislation.
787. Simpson. To authorize the Governor to offer reward.  
February 1, read first. February 2, read second. February 3, passed.
788. John. To settle the indebtedness of the city of Selma.

- February 3, read first. February 5, read second, corporations. February 9, passed. February 15, passed Senate. February 19, signed and approved.
789. Same. Recording and indexing deeds and conveyances in Dallas county.  
February 3, read first. February 5, read second, corporations.
790. Tatn. To prohibit buying and selling of futures.  
February 3, read first. February 5, read second, judiciary.
791. Smith, of Antanga. To locate county site of Autauga.  
February 5, read first. February 6, read second, privileges and elections.
792. Tatn. For liquor prohibition in Baldwin.  
February 5, read first. February 6, read second, temperance.
793. Lang. To preserve order at Mt. Zion camp-ground.  
February 5, read first. February 6, read second, temperance.
794. Shorter. For liquor prohibition at Cowikee Baptist church.  
February 5, read first. February 6, read second, temperance.
795. Same. To provide compensation to circuit judges for extra service.  
February 5, read first. February 6, read second, judiciary.
796. Whartou. To repeal section 6 of act regulating fine and forfeiture.  
February 5, read first. February 6, read second, accounts and claims. February 17, passed.
797. Dunklin. To amend charter of Greenville.  
February 5, read first. February 6, read second, accounts and claims. February 17, passed. February 23, passed Senate, signed and approved.
798. Edwards. To amend section 9 of act for election in Chilton.  
February 5, read first. February 6, read second, temperance.
799. Alexander. To amend section 2224 of the Code.  
February 5, read first. February 6, read second, judiciary.



800. Underwood, of Colbert. To repeal section 4369 of the Code.  
February 5, read first. February 6, read second, agriculture.
801. Same. To amend an act to amend section 4369 of the Code.  
February 5, read first. February 6, read second, agriculture.
802. Burnett. To authorize private corporations to hold meetings in other States.  
February 5, read first. February 6, read second, corporations. February 9, passed. February 21, passed Senate. February 23, signed and approved.
803. Same. To provide for prosecution of cases moved to federal courts.  
February 5, read first. February 6, read second, judiciary.
804. Same. To allow liquors sold in Castleberry beat.  
February 5, read first. February 6, read second, temperance.
805. Thagard. To repeal an act relating to returning officers.  
February 5, read first. February 6, read second, privileges and elections.
806. Same. For game law in beats 1, 2, 3, 4 and 13, in Crenshaw.  
February 5, read first. February 6, read second, local legislation.
807. Watlington. To prevent camp-hunting in Cullman.  
February 5, read first. February 6, read second, local legislation.
808. Same. To amend sections 4459 and 4460 of the Code.  
February 5, read first. February 6, read second, judiciary.
809. Dowling. To establish Ridge school district.  
February 5, read first. February 6, read second, education.
810. Same. To amend the charter of Ozark.  
February 5, read first. February 6, read second, local legislation.
811. Same. For the purchase of a fire-proof safe.  
February 5, read first. February 6, read second, penitentiary and criminal administration. February

- 19, passed. February 21, passed Senate. February 23, signed and approved.
812. Whitt. To define liability for injuring employees. February 5, read first. February 6, read second, judiciary.
813. Moragne. To incorporate the Gadsden Fire Company. February 5, read first. February 6, read second, corporations.
814. Same. To amend section 4207 of the Code. February 5, read first. February 6, read second, judiciary.
815. Sanford. To amend section 5033 of the Code. February 5, read first. February 6, read second, fees and salaries.
816. Same. To prescribe duties of justices of the peace. February 5, read first. February 6, read second, fees and salaries.
817. Anderson. To prescribe for preservation of records. February 5, read first. February 6, read second, judiciary.
818. Avery. To empower an extension of agricultural district. February 5, read first. February 6, read second, agriculture. February 13, passed. February 23, passed Senate, signed and approved.
819. Same. To amend section 1 of an act to establish Canebrake Agricultural District. February 5, read first. February 6, read second, agriculture.
820. Reynolds, of Henry. To prevent obstruction of Big Abba Creek. February 5, read first. February 6, read second, local legislation.
821. Hawkins, of Jefferson. To regulate fine and forfeiture fund. February 5, read first. February 6, read second, fees and salaries. February 15, passed. February 21, passed Senate. February 23, signed and approved.
822. Same. To amend section 2234 of the Code. February 5, read first. February 6, read second, judiciary.
823. McAdory. To change line between Jefferson and Shelby.

- February 5, read first. February 6, read second, county and county boundaries.
824. Nesmith. To prevent trading in cotton futures.  
February 5, read first. February 6, read second, judiciary.
825. Simpson. To secure collection of taxes.  
February 5, read first. February 6, read second, judiciary.
826. Same. For the relief of Mary K. Newsome.  
February 5, read first. February 6, read second, education.
827. Clark. For the relief M. L. Ussery.  
February 5, read first. February 6, read second, education.
828. Samford. For the relief of Thomas Williams.  
February 5, read first. February 6, read second, appropriations.
829. Russell. To amend act to establish stock districts.  
February 5, read first. February 6, read second, local legislation.
830. Foster. To change line between Russell and Macon.  
February 5, read first. February 6, read second, county and county boundaries.
831. Same. To release Claudia Shaw from the bonds of matrimony.  
February 5, read first. February 6, read second, judiciary.  
February 15, passed. February 21, passed Senate.  
February 23, signed and approved.
832. Cochran. For liquor prohibition at Liberty church.  
February 5, read first. February 6, read second, temperance.
833. Hamilton. To amend section 2126 of the Code.  
February 5, read first. February 6, read second, judiciary.
834. Same. To authorize the issue of bonds.  
February 5, read first. February 6, read second, ways and means. February 15, passed. February February 21, passed Senate. February 23, signed and approved.
835. Same. In regard to records of justices of the peace.  
February 5, read first. February 6, read second, withdrawn.

836. Muldon. To pay the clerk of joint committee to examine books of Auditor and Treasurer.  
February 5, read first. February 6, read second, appropriations. February 16, passed. February 23, passed Senate, signed and approved.
837. Brewer. To amend an act to create inspector.  
February 5, read first. February 6, read second, local legislation.
838. Shackelford. To amend the charter of Decatur.  
February 5, read first. February 6, read second, corporations.
839. Same. To authorize Decatur to borrow money.  
February 5, read first. February 6, read second, corporations.
840. Same. To repeal act limiting license taxes.  
February 5, read first. February 6, read second, corporations. February 15, passed.
841. Same. To constitute Decatur a separate school district.  
February 5, read first. February 6, read second, education. February 15, passed. February 23, passed Senate, signed and approved.
842. McIntyre. To exempt lawyers from license tax.  
February 5, read first. February 6, read second, judiciary.
843. Graham. To regulate secondary evidence in criminal proceedings.  
February 5, read first. February 6, read second, judiciary.
844. Willett. To amend section 2928 of the Code.  
February 5, read first. February 6, read second, judiciary.
845. Aderholt. To regulate the fees of constables.  
February 5, read first. February 6, read second, fees and salaries.
846. Reynolds, of Talladega. To dissolve marriage relations between Sanders and Phillis Biggins.  
February 5, read first. February 6, read second, local legislation. February 15, passed. February 23, passed Senate, signed and approved.
847. Brown, of Tuscaloosa. To regulate appeals to supreme court.  
February 5, read first. February 6, read second, judiciary.

848. Same. To authorize Goveroor to make settlemeot.  
February 5, read first. February 6, read second,  
judiciary.
849. Same. To prohibit officers dealing in cotton futures.  
February 5, read first. February 6, read second,  
judiciary.
850. Tingle. To repeal an act to amend section 4369 of the  
Code.  
February 5, read first. February 6, read second,  
judiciary.
851. Grisham. For liquor prohibition in Washington  
county.  
February 5, read first. February 6, read second,  
temperance.
852. Ingle. To amend act for prohibition at Bethel church.  
February 5, read first. February 6, read second,  
temperance.
853. Hamilton. To provide for collection of money ille-  
gally used.  
February 7, read first. February 8, read second,  
judiciary. February 10, passed. February 21,  
passed Senate. February 23, signed and approved.
854. John. To authorize the Governor to appoint an ac-  
countant.  
February 7, read first. February 8, read second,  
judiciary. February 19, passed. February 23,  
passed Senate, signed and approved.
855. Same. To prevent unjust charges on freight.  
February 7, read first. February 8, read second,  
commerce and common carriers.
856. Same. To amend section 2131 of the Code.  
February 7, read first. February 8, read second,  
judiciary.
857. Same. To amend section 3253 of the Code.  
February 7, read first. February 8, read second,  
judiciary.
858. Same. To amend section 4208 of the Code.  
February 7, read first. February 8, read second,  
judiciary.
859. McAdory. To amend sub-division 1, of section 13,  
article 3, school law.  
February 7, read first. February 8, read second,  
education. February 15, passed. February 23,  
passed Senate, signed and approved.

860. Hawkins, of Jefferson. To provide for licensing engineers.  
February 7, read first. February 8, read second, commerce and common carriers.
861. Shorter. To exempt stock from deprecating in Bullock.  
February 8, read first. February 9, read second, accounts and claims. February 15, passed. February 23, passed Senate, signed and approved.
862. Same. To provide a stock law in certain portions of Barbour.  
February 8, read first. February 9, read second, accounts and claims.
863. Wharton. To regulate issuance of marriage license.  
February 8, read first. February 9, read second, accounts and claims.
864. Same. To provide for more efficient enforcement of revenue laws.  
February 8, read first. February 9, read second, accounts and claims.
865. Duuklin. To prohibit sale of liquor in Butler Springs beat.  
February 8, read first. February 9, read second, temperance.
866. Swan. To amend section 1630 of the Code.  
February 8, read first. February 9, read second, public roads and highways.
867. Watlington. To repeal act for Inferior Court at Cullman.  
February 8, read first. February 9, read second, local legislation.
868. Dowling. To amend sections 6 and 14 of act incorporating Ozark.  
February 8, read first. February 9, read second, accounts and claims. February 17, passed. February 23, passed Senate, signed and approved.
869. Berry. To amend section 4419 of the Code.  
February 8, read first. February 9, read second, agriculture.
870. Same. To amend section 5, article 4 of the Constitution.  
February 8, read first. February 9, read second, privileges and elections.
871. Anderson. For board of Mrs. Tutt, a lunatic.

- February 8, read first. February 9, read second, appropriations. February 16, passed.
872. Avery. To authorize special constables to levy attachments.  
February 8, read first. February 9, read second, judiciary.
873. Same. To provide tools for working public roads.  
February 8, read first. February 9, read second, public roads and highways.  
February 17, passed. February 23, passed Senate, signed and approved.
874. Same. To provide notaries public with copies of the Code.  
February 8, read first. February 9, read second, fees and salaries.
875. Harris. To prohibit sale of oil dangerous to human life.  
February 8, read first. February 9, read second, commerce and common carriers.
876. Hunt. To require Secretary of State to furnish Code to justices of the peace.  
February 8, read first. February 9, read second, judiciary.
877. Same. For the relief of certain teachers of public schools.  
February 8, read first. February 9, read second, education.
878. Same. To regulate trial of civil cases by justices of the peace.  
February 8, read first. February 9, read second, judiciary.
879. McAdory. To amend section 1234 of the Code.  
February 8, read first. February 9, read second, education.
880. Kendrick. To provide for the election of marshal in Florence.  
February 8, read first. February 9, read second, local legislation.
881. Clark. To dispose of money from hire of convicts.  
February 8, read first. February 9, read second, penitentiary and criminal administration.
882. Samford. To amend section 1630 of the Code.  
February 8, read first. February 9, read second, public roads and highways.

883. Foster. Relating to the fine and forfeiture fund of Macon county.  
February 8, read first. February 9, read second, fees and salaries. February 17, passed.
884. Walker. To provide for the prosecution of misdemeanors.  
February 8, read first. February 9, read second, accounts and claims. February 17, passed. February 23, passed Senate, signed and approved.
885. Muldon. To make appropriation for Deaf, Dumb and Blind Institute.  
February 8, read first. February 9, read second, appropriations.
886. Same. To make appropriation for payment of Railroad Commission.  
February 8, read first. February 9, read second, appropriations. February 16, passed. February 23, passed Senate, signed and approved.
887. Same. To make an appropriation for board of health.  
February 8, read first. February 9, read second, appropriations.
888. Same. To amend an act for appropriations for the ordinary expenses of the government.  
February 8, read first. February 9, read second, appropriations. February 16, passed. February 23, passed Senate, signed and approved.
889. Same. For the pay of the assistant librarian.  
February 8, read first. February 9, read second, appropriations. February 16, passed. February 23, passed Senate, signed and approved.
890. Same. For the support of the insane hospital.  
February 8, read first. February 9, read second, appropriations.
891. Hamilton. To incorporate the Mobile Canal Company.  
February 8, read first. February 9, read second, corporations.
892. Same. To incorporate the Beneficent Mutual Relief Society.  
February 8, read first. February 9, read second, withdrawn.
893. McMillan. For the relief of Dr. Hugh T. Fountain.  
February 8, read first. February 9, read second, withdrawn.



894. Same. To repeal law prohibiting sale of liquor in beat 11, Mouroe county.  
February 8, read first. February 9, read second, temperance.
895. Shackelford. To prevent sale of liquor at Shady Grove church and schoolhouse, Pike county.  
February 8, read first. February 9, read second, temperance.
896. Graham. To provide for assessing and collecting escaped taxes.  
February 8, read first. February 9, read second, ways and means.
897. Aderholt. To amend act for prohibition in St. Clair county.  
February 8, read first. February 9, read second, temperance.
898. Same. To amend section 1632 of the Code.  
February 8, read first. February 9, read second, judiciary.
899. Grisham. To provide for the measurement of logs.  
February 8, read first. February 9, read second, ways and means.
900. Shorter. For the relief of Albert Roman.  
February 8, read first. February 9, read second, accounts and claims. February 17, passed.
901. Berry. To prohibit hiring of convicts out of Dallas county.  
February 8, read first. February 9, read second, agriculture. February 14, passed. February 15, reconsidered and lost.
902. Same. To provide better security on official bonds.  
February 12, read first. February 14, read second, judiciary.
903. Branch. For the relief of T. C. Spraggins.  
February 12, read first. February 14, read second, education.
904. Wood. To revive the charter of the Chickasaw Mining Company.  
February 12, read first. February 14, read second, mining and manufacturing. February 15, passed. February 23, passed Senate, signed and approved.
905. Hawkins, of Barbour. To amend section 573 of the Code.  
February 12, read first. February 14, read second,

- judiciary. February 19, passed. February 21, passed Senate. February 23, signed and approved.
906. Berry. To prohibit throwing timber across streams. February 12, read first. February 14, read second, public roads and highways. February 17, passed.
907. Hamilton. To amend section 2043 of the Code. February 12, read first. February 14, read second, judiciary.
908. John. To amend section 70 of the Code. February 12, read first. February 14, read second, judiciary. February 19, passed.
909. Watlington. To change boundary line of Cullman, Blount and Walker. February 12, read first. February 14, read second, county and county boundaries.
910. Same. To repeal section 2126 of the Code. February 12, read first. February 14, read second, judiciary. February 19, passed.
911. Grabam. To enable school superintendent to sell property. February 12, read first. February 14, read second, education. February 15, passed. February 21, passed Senate. February 23, signed and approved.
912. Walker. To provide a fund for Supreme Court library. February 12, read first. February 14, read second, fees and salaries. February 17, passed. February 21, passed Senate. February 23, signed and approved.
913. Dowling. For the relief of officers of court. February 12, read first. February 14, read second, accounts and claims.
914. Same. For the relief of Josie Doughting. February 12, read first. February 14, read second, accounts and claims.
915. Same. To make appropriations for keeping books and records in offices of Secretary of State and Auditor. February 12, read first. February 14, read second, mining and manufacturing. February 15, passed. February 23, passed Senate, signed and approved.
916. Purifoy. To make hire of convicts part of fine and forfeiture fund.

- February 12, read first. February 14, read second, ways and means.
917. Same. To fix fees of witnesses in criminal cases.  
February 12, read first. February 14, read second, ways and means.
918. Same. To provide for compromise of claims against fine and forfeiture fund.  
February 12, read first. February 14, read second, ways and means.
919. McMillan. For the relief of H. T. Fountain.  
February 12, read first. February 14, read second, local legislation.
920. Clayton. To amend an act to compensate sheriffs for removing prisoners.  
February 12, read first. February 14, read second, fees and salaries. February 19, passed.
921. May. For a free ferry at Guntersville landing.  
February 12, read first. February 14, read second, local legislation.
922. Same. To repeal prohibition in Marshall county.  
February 12, read first. February 14, read second, temperance.
923. Hammond. For prohibition at Ashbry church.  
February 12, read first. February 14, read second, temperance.
924. Branch. For the relief of O. F. VanHook.  
February 12, read first. February 14, read second, education.
925. Samford. To prohibit sale of liquor in beat 2.  
February 13, read first. February 14, read second, temperance.
926. Avery. To secure the payment of money due for convict hire.  
February 14, read first. February 15, read second, judiciary. February 19, passed.
927. Moren. To amend paragraph 2 of section 494 of the Code.  
February 14, read first. February 15, read second, temperance.
928. Glover. To authorize druggists and physicians to sell liquor.  
February 14, read first. February 15, read second, temperance.
929. Wood. To punish criminal prosecutions.

February 14, read first. February 15, read second, penitentiary and criminal administration.

930. Garrett. Joint resolution relative to adjournment *sine die*.

February 15, adopted. February 16, amended and adopted by Senate. Concurred in.

# REGISTER OF SENATE BILLS,

CONTAINING NUMBER, ABSTRACT OF TITLE, AND DIFFERENT ACTIONS OF HOUSE ON SAME.

1. To repeal an act to prohibit sale of liquor in Limestone.  
November 27, read first. November 28, read second, temperance. December 9, passed. December 12, signed.
7. To fix the time of holding circuit courts of Cleburne county.  
November 18, read first. November 20, read second, judiciary. November 22, passed. November 25, signed.
8. To refund certain moneys paid for license.  
November 21, read first. November 27, read second, ways and means. January 26, passed. January 29, signed.
9. To repeal act to prevent destruction of fish in Bullock county.  
November 23, read first. November 24, read second, local legislation. November 29, passed. December 2, signed.
10. To repeal act to prevent sale of liquor in Bullock county.  
February 17, read first. February 19, read second, temperance.
11. To amend section 435 of the Code.  
November 29, read first. December 1, read second, ways and means. January 27, passed. January 30, signed.
12. For prohibition of liquor in Glennville.  
November 23, read first. November 24, read second, temperance. December 9, passed. December 12, signed.
13. To provide for the study of the laws of health.  
November 24, read first. November 25, read second, education. December 11, passed. December 12, signed.

15. Relating to fine and forfeiture fund of Lawrence county.  
December 1, read first. December 5, read second, judiciary.
18. To repeal section 3656 of the Code.  
November 22, read first. November 23, read second, judiciary.
19. To amend section 580 of the Code.  
November 29, read first. December 1, read second, judiciary. December 11, passed. December 12, signed.
20. To amend section 1376 of the Code.  
November 29, read first. December 1, read second, judiciary.
21. To amend section 668 of the Code.  
November 28, read first. November 29, read second, judiciary.
26. To amend section 1803 of the Code.  
November 22, read first. November 23, read second, judiciary. December 4, passed. December 6, signed.
27. To amend section 1679 of the Code.  
November 23, read first. November 24, read second, public roads and highways. February 21, passed and signed.
29. To repeal an act increasing pay of jurors.  
November 25, read first. November 27, read second, fees and salaries. December 5, passed and signed.
30. To amend section 3218 of the Code.  
November 22, read first. November 23, read second, judiciary. December 4, passed. December 6, signed.
32. To amend the charter of the East and West railroad.  
November 28, read first. November 29, read second, commerce and common carriers. December 11, passed. December 12, signed.
33. To prevent speculations in futures.  
February 19, read first. February 20, read second, judiciary.
34. To amend act to incorporate the city of Tuscaloosa.  
November 24, read first. November 25, read second, Tuscaloosa members. November 27, passed. November 28, signed.

38. To amend act for protection of lands in Bullock.  
November 25, read first. November 27, read second,  
local legislation. December 12, passed and signed.
43. To relieve married women of coverture.  
February 9, read first. February 10, read second,  
judiciary.
44. To amend sections 1401 and 1402 of the Code.  
November 20, read first. November 21, read second,  
local legislation. November 22, passed. November  
24, signed.
48. For liquor prohibition in Wilcox county.  
November 28, read first. November 29, read second,  
temperance. December 9, passed. December 12,  
signed.
49. To amend section 1843 of the Code.  
November 28, read first. November 29, read second,  
commerce and common carriers. December 12,  
passed and signed.
50. To authorize railroad companies to build branch roads.  
November 25, read first. November 27, read second,  
commerce and common carriers. December 11,  
passed. December 12, signed.
51. To provide for examination of county offices in  
Russell.  
November 27, read first. November 28, read second,  
local legislation. January 29, passed. January 31,  
signed.
53. To repeal liquor prohibition in Pickens county.  
November 27, read first. November 28, read second,  
temperance. December 9, passed. December 11,  
signed.
54. To amend last paragraph of section 5027 of the  
Code.  
December 1, read first. December 2, read second,  
fees and salaries. February 15, passed. February  
21, signed.
58. To prohibit sale of liquor in Brenham.  
November 27, read first. November 28, read second,  
temperance. December 9, passed. December 12,  
signed.
59. To establish a new charter for Gadsden.  
December 4, read first. December 5, read second,  
corporations. December 12, passed. January 26,  
signed.

60. To amend act to confer additional jurisdiction on county court of Wilcox.  
November 25, read first. November 27, read second, judiciary.
61. To amend act in regard to licenses of emigration agents.  
January 29, read first. January 30, read second, ways and means. February 23, passed.
62. To amend section 2591 of the Code.  
November 25, read first. November 27, read second, judiciary. December 12, passed. January 26, signed.
63. To authorize purchasers of road beds to become body corporate.  
November 29, read first. December 1, read second, judiciary. December 6, passed. December 8, signed.
64. To amend section 2944 of the Code.  
December 1, read first. December 2, read second, judiciary. December 12, passed. January 26, signed.
66. To amend section 2355 of the Code.  
February 19, read first. February 20, read second, judiciary. February 23, passed and signed.
68. To amend act regulating the compensation of sheriffs.  
December 1, read first. December 2, read second, fees and salaries. December 12, passed and signed.
69. To regulate trials of misdemeanors in Sumter county.  
November 28, read first. November 29, read second, judiciary. December 6, passed. December 8, signed.
70. For liquor prohibition at Soul's Chapel church, Pickens county.  
November 27, read first. November 28, read second, temperance. December 9, passed. December 12, signed.
72. To amend charter of the town of Elba.  
November 27, read first. November 29, read second, local legislation. December 12, passed. January 26, signed.
76. To expedite trials in which judge is interested.  
November 29, read first. December 1, read second, judiciary.
77. To provide for the collection of State taxes.  
December 6, read first. December 7, read second, special joint committee. February 15, passed. February 16, signed.



79. To provide for working the roads in Jackson county.  
November 29, read first. December 1, read second,  
local legislation. February 15, passed. February  
16, signed.
81. To authorize executors and administrators to employ  
counsel.  
February 8, read first. February 9, read second,  
judiciary.
85. To regulate courts in 1st judicial circuit.  
December 1, read first. December 2, read second,  
judiciary. December 12, passed. January 26,  
signed.
87. To amend section 311 of the Code.  
December 2, read first. December 4, read second,  
judiciary.
90. To incorporate the Scottsville Manufacturing Company.  
January 27, read first. January 29, read second,  
corporations. February 21, passed and signed.
91. To regulate trial of misdemeanors in Calhoun county.  
December 2, read first. December 4, read second,  
judiciary. January 29, indefinitely postponed.
93. To establish a white normal school at Jacksonville.  
February 15, read first. February 16, read second,  
education. February 21, passed and signed.
96. For the better protection of farmers.  
December 5, read first. December 6, read second,  
local legislation.
97. To regulate publication of legal notices in Coffee and  
Geneva.  
December 5, read first. December 6, read second,  
commerce and common carriers. February 16, amend-  
ed and passed.
98. To repeal act to fix the pay of sheriff of Coffee county.  
November 29, read first. December 1, read second,  
local legislation. February 21, passed. February  
23, signed.
99. To amend section 2670 of the Code.  
February 8, read first. February 9, read second,  
judiciary.
101. To amend section 3113 of the Code.  
December 2, read first. December 4, read second,  
judiciary.
103. To incorporate Rockford High School.  
January 29, read first. January 30, read second,

- corporations. February 8, passed. February 9, signed.
106. To relieve defendants admitted to bail.  
February 1, read first. February 2, read second, judiciary.
110. To provide for examination of county officers.  
December 5, read first, December 6, read second, select committee.
111. Joint resolution relating to St. Louis, Montgomery and Florida Railroad.  
February 4, passed. February 5, signed.
113. To amend act fixing time of holding courts in 7th judicial circuit.  
February 6, read first. February 8, read second, local legislation.
114. To authorize mortgages on crops.  
December 6, read first. December 7, read second, agriculture.
115. To authorize application to Congress.  
December 5, read first. December 6, returned to Senate.
117. To provide for appointment of marshals for Pike and Montgomery.  
January 29, read first. January 30, read second, judiciary.
118. To provide for the payment of costs of justices of the peace.  
February 16, read first. February 17, read second, fees and salaries.
119. To amend sections 1385, 1388, 1393 and 1395 of the Code.  
December 4, read first. December 5, read second commerce and common carriers.
120. To amend sections 1376, 1380, 1381 and 1383 of the Code.  
December 4, read first. December 5, read second, commerce and common carriers. December 9, passed. December 12, signed.
121. To provide for payment of costs in State cases.  
February 16, read first. February 17, read second, fees and salaries.
122. To amend section 494 of the Code.  
December 5, read first. December 6, read second, ways and means.

123. To prevent cruelty to animals.  
January 29, read first. January 30, read second,  
judiciary. February 23, passed and signed.
124. To amend act to revive and complete the Geological  
survey.  
February 6, read first. February 8, read second,  
mining and manufacturing. February 15, passed.  
February 16, signed.
125. To sell State convict farm.  
December 8, read first. December 9, read second,  
ways and means. December 11, passed. December  
12, signed.
126. To compensate sheriffs for feeding prisoners.  
December 6, read first. December 7, read second,  
fees and salaries.
127. To amend act to incorporate the Chewacla Lime Com-  
pany.  
January 29, read first. January 30, read second,  
corporations. February 14, passed. February 15,  
signed.
131. Joint resolution relating to mineral lands.  
December 1, federal relations. December 11, passed.  
December 12, signed.
132. To secure fine and costs in criminal cases.  
February 17, read first. February 19, read second,  
judiciary. February 23, passed and signed.
123. To incorporate the Gesner Mining Company.  
December 6, read first. December 7, read second,  
mining and manufacturing. December 12, passed.  
January 26, signed.
136. Joint memorial relating to proceeds of public lands.  
December 11, passed. December 12, signed.
137. To prohibit sale of liquor in Jackson county.  
December 4, read first. December 6, read second,  
temperance. December 11, lost.
138. To define duties of the State Board of Health.  
January 26, read first. January 27, read second,  
judiciary. February 5, passed. February 6, recalled.  
February 21, laid on table.
140. To incorporate the Scott academy.  
January 29, read first. January 30, read second,  
corporations. February 10, passed. February 16,  
signed.
141. To amend section 1811 of the Code.

- January 26, read first. January 27, read second, judiciary. February 21, passed. February 23, signed.
143. To change the line between Cbilton and Elmore.  
December 6, read first. December 7, read second, counties and county boundaries.
144. Relating to the working and treatment of convicts.  
December 9, read first. December 11, read second, penitentiary and criminal administration. February 1, substitute. February 7, passed. February 21, signed.
145. To regulate the fees of witnesses for the State in criminal cases.  
February 17, read first. February 19, read second, fees and salaries. February 21, passed. February 23, signed.
147. To amend section 4410 of the Code.  
January 26, read first. January 27, read second, judiciary.
148. To provide for the collection of debts.  
February 1, read first. February 2, read second, judiciary.
149. To amend section 2097 of the Code.  
January 26, read first. January 27, read second, judiciary. February 23, passed and signed.
157. To repeal liquor prohibition in Marion beat, Perry county.  
February 16, read first. February 17, read second, temperance. February 21, passed and signed.
162. For the relief of Michael O'Neal.  
December 8, read first. December 9, read second, local legislation. February 21, passed. February 23, signed.
163. To amend section 2234 of the Code.  
February 1, read first. February 2, read second, judiciary.
164. To authorize Railroad Commission to co-operate with commissions of other States.  
February 5, read first. February 6, read second, commerce and common carriers.
165. To empower railroad commission to recommend joint local rates.  
February 6, read first. February 8, read second, commerce and common carriers. February 21, passed. February 23, signed.

166. To amend section 28 of act regulating rail road companies.  
February 3, read first. February 5, read second, commerce and common carriers.
167. To protect passengers from drunk and disorderly persons on railroad trains.  
February 19, read first. February 20, read second, commerce and common carriers.
168. To prevent railroads from transporting gunpowder.  
February 5, read first. February 6, read second, commerce and common carriers.
169. To punish person for causing accident on railroad.  
February 3, read first. February 5, read second, commerce and common carriers.
170. To punish servants of railroad companies for neglect.  
February 3, read first. February 5, read second, commerce and common carriers.
171. To authorize conductor of a train to put off passenger.  
February 19, read first. February 20, read second, commerce and common carriers.
174. For better enforcement of sections 4208 and 4445 of the Code.  
January 27, read first. January 29, read second, judiciary.
175. To repeal act authorizing commissioners court to establish stock districts.  
January 26, read first. January 27, read second, special committee. January 30, passed. February 1, signed.
178. To require railroad companies to give receipts.  
February 19, read first. February 20, read second, commerce and common carriers.
179. For the relief of the tax assessor of Pickens county.  
February 12, read first. February 14, read second, ways and means.
180. To repeal an act to regulate the number of jurors.  
February 7, read first. February 8, read second, judiciary.
183. To secure the equitable distribution of certain funds in Hale county.  
February 17, read first. February 19, read second, local legislation.
186. To permanently locate court house in Morgan county.  
February 6, read first. February 8, read second,

- local legislation. February 21, passed. February 23, signed.
187. To remove estate of Mary A. Harrell.  
January 29, read first. January 30, read second, judiciary. February 13, passed. February 15, signed.
  188. To amend act amending section 2468 of the Code.  
February 5, read first. February 6, read second, judiciary.
  193. To prevent monopolies in the transportation of freight.  
February 5, read first. February 6, read second, commerce and common carriers. February 21, passed. February 23, signed.
  199. To limit the compensation of judge of county court of Russell county.  
February 8, read first. February 9, read second, fees and salaries.
  200. To regulate the fine and forfeiture fund of Barbour and Elmore counties.  
February 8, read first. February 9, read second, fees and salaries. February 21, passed. February 23, signed.
  203. To amend charter of Greensboro.  
February 14, read first. February 15, read second, judiciary.
  204. To change the time of holding the circuit court in Bullock county.  
January 27, read first. January 29, read second, judiciary. February 8, passed. February 9, signed.
  208. To amend an act incorporating Davisville.  
January 29, read first. January 30, read second, corporations.
  209. To raise a fund for the fire companies of Birmingham.  
February 14, read first. February 15, read second, corporations. February 23, passed and signed.
  210. To authorize water works to condemn property.  
February 17, read first. February 19, read second, corporations.
  211. To authorize Wetumpka to donate a street to the county.  
January 26, read first. January 27, read second, special committee. February 6, passed. February 8, signed.

213. To authorize lands of Y. S. Hirschfelder to be sold at private sale.  
January 27, read first. January 29, read second, judiciary.
214. To abolish county court of Conecuh county.  
February 1, read first. February 2, read second, local legislation.
215. To establish a board of revenue for Conecuh county.  
February 1, read first. February 2, read second, local legislation.
216. To amend section 4228 of the Code.  
February 6, read first. February 8, read second, judiciary.
217. To define and punish the attempt to kill.  
February 5, read first. February 6, read second, judiciary.
219. To amend section 4373 of the Code.  
February 19, read first. February 20, read second, judiciary.
221. To provide for special stenographer in city court of Montgomery.  
February 19, read first. February 20, read second, judiciary. February 21, passed. February 23, signed.
223. To establish a normal school at Livingston.  
February 15, read first. February 16, read second, education. February 21, passed and signed.
227. To prohibit fishing with seines or nets in Madison county.  
February 9, read first. February 10, read second, judiciary.
228. To prevent sale of liquor in Jackson county.  
January 27, read first. January 29, read second, temperance.
229. To incorporate the Alabama and Mississippi Coal Company.  
February 1, read first. February 2, read second, corporations. February 9, passed. February 12, signed.
230. For the relief of John Rupert, circuit clerk of Escambia county.  
February 9, read first. February 10, read second, judiciary. February 23, passed and signed.
232. To repeal section 3 of an act to prohibit stock from running at large.

- February 2, read first. February 3, read second, local legislation. February 12, passed. February 13, signed.
234. To require persons to draw warrants against Sumter county.  
February 14, read first. February 15, read second, accounts and claims. February 17, passed. February 19, signed.
235. To regulate payment of script, Sumter county.  
February 5, read first. February 6, read second, local legislation.
236. To regulate fine and forfeiture fund of Sumter, Pickens and Randolph counties.  
February 5, read first. February 6, read second, judiciary. February 20, passed. February 21, signed.
237. To amend an act for liquor prohibition in Lowndes.  
February 17, read first. February 19, read second, temperance.
241. To assist the University and Agricultural and Mechanical College.  
February 14, read first. February 15, read second, education. February 17, passed and signed.
242. To amend section 4469 of the Code.  
February 2, read first. February 3, read second, penitentiary and criminal administration.
243. To amend section 4990 of the Code.  
February 19, read first. February 20, read second, judiciary.
244. To provide for the voluntary payment of taxes in Lee and Chambers.  
January 30, read first. January 31, read second, ways and means. February 21, passed. February 23, signed.
245. To constitute Tuskegee a separate school district.  
February 12, read first. February 14, read second, education.
246. For stock law in China Grove Beat, Pike county.  
February 8, read first. February 9, read second, local legislation. February 23, passed and signed.
249. To amend section 29 of the Code.  
February 6, read first. February 8, read second, judiciary.
251. To amend section 2126 of the Code.



- February 2, read first. February 3, read second, judiciary. February 23, passed and signed.
252. To incorporate the Uniontown Railroad Company.  
February 13, read first. February 14, read second, corporations.
253. To provide for safety from refined petroleum.  
February 16, read first. February 17, read second, judiciary.
255. To more effectually secure competent jurors.  
February 2, read first. February 3, read second, judiciary. February 20, laid on table.
259. To authorize M. T. Moody to sell certain lands.  
February 13, read first. February 14, read second, education. February 23, passed and signed.
261. To amend game law of Mobile county.  
February 13, read first. February 14, read second, local legislation.
266. To amend the charter of Scottsboro.  
February 14, read first. February 16, read second, corporations.
269. To fix pay of commissioners of Pickens county.  
February 9, read first. February 10, read second, fees and salaries.
271. For liquor prohibition at certain localities in Pickens county.  
February 16, read first. February 17, read second, temperance.
272. To provide for the current expenses of Pickens county.  
February 10, read first. February 14, read second, ways and means.
273. To incorporate Fort Deposit, in Lowndes county.  
February 12, read first. February 14, read second, corporations.
274. To amend section 5 of the charter of Demopolis.  
February 14, read first. February 15, read second, corporations. February 21, passed. February 23, signed.
277. To provide for donation of books to public library.  
February 6, read first. February 8, read second, judiciary.
280. To require the clerk of the board of revenue of Montgomery county to give bond.  
February 19, read first. February 20, read second, local legislation.

282. To incorporate Morgan county Patrons of Husbandry.  
February 13, read first. February 14, read second  
corporations.
287. To incorporate Dayton Academy.  
February 12, read first. February 14, read second,  
education. February 23, passed and signed.
288. To authorize Mrs. E. C. Davis to sell lands.  
February 16, read first. February 17, read second,  
judiciary.
289. For liquor prohibition in Barbour county.  
February 19, read first. February 20, read second,  
temperance.
291. To create a separate school district in Dallas county.  
February 12, read first. February 14, read second,  
education. February 21, passed and signed.
294. To make circuit clerk ex-officio county clerk in Bibb  
county.  
February 14, read first. February 15, read second,  
judiciary. February 20, passed. February 21,  
signed.
295. To provide for comfort of passengers on railroads.  
February 19, read first. February 20, read second,  
commerce and common carriers. February 21,  
passed. February 23, signed.
297. For the trial of misdemeanors in Madison county.  
February 14, read first. February 15, read second,  
judiciary. February 20, passed. February 21,  
signed.
298. To amend act authorizing the establishment of stock  
districts.  
February 9, read first. February 10, read second,  
agriculture. February 14, passed. February 15,  
signed.
300. To constitute Jacksonville a separate school district.  
February 12, read first. February 14, read second,  
education.
301. For the relief of Miss Anna Pybas, of Colbert county.  
February 9, read first. February 10, read second,  
education.
303. To prevent pasturing stock in Cherokee and Etowah  
counties.  
February 14, read first. February 15, read second,  
local legislation.
304. To authorize commissioners court to levy special tax.

- February 17, read first. February 19, read second, local legislation. February 21, passed. February 23, signed.
307. To provide for the payment of the commissioner to adjust the debt of the strangled counties.  
February 17, read first. February 19, read second, ways and means. February 21, passed. February 23, signed.
308. To vacate and amend the charter of Opelika.  
February 7, read first. February 8, read second, judiciary. February 12, passed. February 16, signed.
309. To incorporate the district of Opelika.  
February 7, read first. February 8, read second, judiciary. February 12, passed. February 19, signed.
311. To amend an act to amend sections 1385 and 1388 of the Code.  
February 3, read first. February 5, read second, local legislation. February 23, passed and signed.
312. To amend section 1544 of the Code as to Talladega county.  
February 19, read first. February 20, read second, local legislation.
314. To amend act defining corporate limits of Wetumpka.  
February 14, read first. February 15, read second, corporations. February 21, passed. February 23, signed.
315. To amend act to incorporate Camden.  
February 17, read first. February 19, read second, corporations. February 21, passed. February 23, signed.
318. To protect the lands of J. W. Sparrow, in Barbour county.  
February 10, read first. February 14, read second, local legislation. February 23, passed and signed.
320. To amend sections 1830 and 1831 of the Code.  
February 17, read first. February 19, read second, judiciary.
325. To amend act in relation to election of officers.  
February 19, read first. February 20, read second, judiciary.
327. To authorize proceedings to disbar attorneys.

- February 19, read first. February 20, read second, judiciary.
328. To authorize commissioners of Conecuh county to pay probate judge for services.  
February 6, read first. February 8, read second, fees and salaries. February 21, passed. February 23, signed.
329. To better protect citizens of Morgan county from rabid dogs. February 14, read first. February 15, read second, local legislation.
333. To amend act conferring jurisdiction on county court of Hale.  
February 10, read first. February 14, read second, judiciary. February 23, passed and signed.
334. Joint Memorial to Congress asking passage of S. B. 2424.  
February 4, passed. February 5, signed.
335. To remove chancery court from Cleburne.  
February 9, read first. February 10, read second, judiciary.
336. To incorporate the Chicago, Selma and Mobile railroad.  
February 13, read first. February 14, read second, corporations.
337. To incorporate the Chicago, Selma and Mobile railroad company.  
February 13, read first. February 14, read second, corporations.
341. To relinquish the claim of the State to certain lands.  
February 17, read first. February 19, read second, judiciary.
342. To change the time of holding chancery court in Wilcox and Randolph counties.  
February 17, read first. February 19, read second, judiciary.
343. To authorize subscription by the State to Brickell's Digest.  
February 19, read first. February 20, read second, judiciary. February 23, passed and signed.
349. To authorize judges to suggest amendments to statute laws.  
February 19, read first. February 20, read second, judiciary.
350. To amend sections 3656 of the Code.

- February 19, read first. February 20, read second, judiciary.
352. For game law in Hale county.  
February 19, read first. February 20, read second, federal relations.
353. To authorize the Governor to appoint accountant.  
February 17, read first. February 19, read second, penitentiary and criminal administration.
354. To regulate liquor license in Morgan county.  
February 17, read first. February 19, read second, temperance. February 23, passed and signed.
356. To regulate the time of holding courts in 7th circuit.  
February 17, read first. February 19, read second, judiciary. February 23, passed and signed.
358. To confer additional powers on authorities of Montgomery.  
February 17, read first. February 19, read second, corporations. February 23, passed and signed.
359. To amend section 1812 of the Code.  
February 17, read first. February 19, read second, corporations.
360. To regulate time of holding circuit court in Olay and Talladega counties.  
February 16, read first. February 17, read second, judiciary. February 21, passed. February 23, signed.
361. To fix compensation of sheriffs for attending chancery courts.  
February 19, read first. February 20, read second, judiciary.
365. To authorize settlement with Vincent bondsmen.  
February 16, read first. February 17, read second, judiciary. February 20, passed. February 21, signed.
366. For liquor prohibition in Mobile county.  
February 19, read first. February 20, read second, temperance.
367. Relating to boards of revenue of several counties.  
February 19, read first. February 20, read second, local legislation.
368. To amend act regulating railroad companies.  
February 19, read first. February 20, read second, commerce and common carriers. February 23, passed and signed.
369. Authorize the appointment of county surveyors.

- February 14, read first. February 15, read second, judiciary.
371. To amend section 3069 of the Code.  
February 19, read first. February 20, read second, judiciary.
376. Joint resolutions relating to claims of Pierre Dupont.  
February 12, passed. February 13, signed.
477. To amend the charter of Tuscaloosa.  
February 16, read first. February 17, read second, corporations. February 21, passed. February 23, signed.
378. To re-arrange courts in eastern chancery division.  
February 14, read first. February 15, read second, judiciary. February 21, passed and signed.
380. Repeal act regulating publication of notices in Crenshaw county.  
February 16, read first. February 17, read second, local legislation. February 23, passed and signed.
388. To pay expenses joint committee to investigate treasurer's accounts.  
February 15, read first. February 16, read second, appropriations. February 21, passed. February 23, signed.
392. To incorporate the Rome and Decatur Railroad.  
February 17, read first. February 19, read second, mining and manufacturing.
394. To provide for disposition of wife's dower in real estate, when insane.  
February 17, read first. February 19, read second, judiciary. February 20, passed. February 21, signed.
395. To prevent the use of buildings for gaming tables.  
February 19, read first. February 20, read second, judiciary.
396. To amend section 2131 of the Code.  
February 19, read first. February 20, read second, judiciary.
397. To amend charter of the city of Enfauila.  
February 19, read first. February 20, read second, corporations. February 23, passed and signed.
400. Relating to debt of Lee and Pickens county.  
February 16, read first. February 17, read second, appropriations. February 23, passed and signed.
401. To amend act to prevent sale of exchange of cotton.

- February 20, read first. February 21, read second, agriculture.
404. To punish persons for discharging fire-arms in Mobile county.  
February 19, read first. February 20 read second, ways and means.
410. To avoid an election for county commissioners.  
February 17, read first. February 19, read second, judiciary. February 21, passed. February 23, signed.
411. To relieve Victoria Saunders of the disabilities of non-age.  
February 17, read first. February 19, read second, judiciary. February 23, passed and signed.
412. To authorize Susau P. Beall to sell lands.  
February 17, read first. February 19, read second, local legislation.
413. To amend act to amend section 4203 of the Code.  
February 19, read first. February 20, read second, judiciary.
415. To make convicts hire in Chambers county part of the fine and forfeiture fund.  
February 1, read first. February 20, read second, local legislation.